

TOWN PLANNING BOARD

2l Central Avenue LANCASTER, NEW YORK 14086

October 4, 2017

Planning Board Members:

Neil Connelly, Chairman

Rebecca Anderson

Anthony Gorski Joseph Keefe

Lawrence Korzeniewski

Kristin McCracken Melvin Szymanski

Town Board Members:

Johanna Coleman, Supervisor

John M. Abraham, Jr. Dawn Gaczewski Ronald Ruffino, Sr. Matthew Walter

Engineering Consultant:

Robert Harris, Wm. Schutt & Associates

Town Attorney:

Kevin E. Loftus

Town Highway Superintendent:

Daniel J. Amatura

Building & Zoning Inspector:

Matthew Fischione

Gentlemen/Ladies:

Enclosed is a draft copy of the minutes of a meeting of the Planning Board of Lancaster which was held October 4, 2017. Please review it for errors and completeness. These minutes will not become final until approved at a subsequent Planning Board meeting, and may be amended before approval.

Sincerely yours,

Neil R. Connelly

Planning Board Chairman

Sail R. Connelle

NRC:cm

Encl.

TOWN OF LANGASTER, NY

OCT 13 2017

DIANE M. TERRANOVA
TOWN CLERK

A meeting of the Planning Board of the Town of Lancaster, Erie County, New York was held at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York, on the 4th day of October 2017 at 7:00 P.M. and there were present:

PRESENT:

Neil Connelly, Chairman Rebecca Anderson, Member Anthony Gorski, Member Joseph Keefe, Member

Lawrence Korzeniewski, Member Kristin McCracken, Member

EXCUSED:

Melvin Szymanski, Member

ABSENT:

None

ALSO PRESENT:

None

Town Board Members: John M. Abraham, Jr.

Other Elected Officials: None

Town Staff:

Robert Harris, Engineering Consultant-Wm. Schutt & Assoc.

Kevin Loftus, Town Attorney

Matthew Fischione, Code Enforcement Officer Cynthia Maciejewski, Recording Secretary

Meeting called to order by Chair Connelly at 7:00 P.M.

Pledge of Allegiance led by Chair Connelly.

Minutes - A motion was made by Rebecca Anderson to approve the minutes from the September 20, 2017 Planning Board Meeting. Motion seconded by Joseph Keefe and unanimously carried.

Town of Lancaster Planning Board Communications-October 4, 2017

10.04.01	Letter dated 9/19/17 from Robert Harris, Town Engineer, to Matt Fischione, Code Enforcement Officer, indicating the Highway Department Salt Barn should be classified a "Type II action" and should be precluded from SEQR review.
10.04.02	Letter dated 9/21/17 from Andrea Powell, 419 Erie St., to Neil Connelly, Planning Board Chair, voicing concerns regarding the proposed Signal Drive subdivision.
10.04.03	Copy of resolution adopted by Town Board on 9/22/17 granting a Special Use Permit for a Home Occupation (dog grooming) at 208 Ransom Rd., with 7 conditions.
10.04.04	Copy of resolution adopted by Town Board on 9/22/17 amending lease agreement with Up State Tower Co., to allow for minor adjustment to Project area.
10.04.05	Notice of SEQR to be held 10/02/17.
10.04.06	Phone call from Mary Gladkowski of Anna Dr., to Neil Connelly, PB Chair, in which the resident expressed concerns regarding the adjacent Fairways development.
10.04.07	Message from Matt Fischione, CEO, to Neil Connelly, PB Chair, regarding the concerns of Mary Gladkowski of Anna Dr.
10.04.08	SEQR response dated 10/2/17 from NYS Department of Environmental Conservation regarding Parkland Acquisition, 00 Lake Avenue.
10.04.09	SEQR response dated 9/29/17 from EC Division of Sewerage Management regarding Deep South Taco, 6727 Transit Rd.

Communication 10.04.06 concerns included:

- 1. Privacy signs installed at The Fairways that say "Keep Out" and "Residents Only"
- 2. Water on the east side of the development caused by a berm and effecting 14 Anna Drive
- 3. Anna Drive being used as a cut through by motorists

Robert Harris is retiring on October 20th and there will not be a gap in service. Ed Schiller will be his replacement.

SITE PLAN REVIEW-PROJECT #6168, HIGHWAY DEPARTMENT SALT BARN, LOCATED ON PAVEMENT ROAD. PROPOSED 30'X30' SALT BARN FOR STORAGE.

Robert Harris, Town Engineer presented the proposed salt barn which Highway Superintendent, Daniel Amatura has asked for the approval of. The salt barn will be made of concrete block sidewalls and have a canvas round top. The barn will be used to premix a chemical additive with the salt. Premixing the two will allow the snow plow drivers to get out on the roads faster.

Determination

Based on the information submitted to the Planning Board, a motion was made by Lawrence Korzeniewski to recommend approval of the Site Plan for the Highway Department Salt Barn to the Town Board. Motion seconded by Kristin McCracken.

Roll call as follows:

Chairman Connelly-Yes

Rebecca Anderson-Yes

Anthony Gorski-Yes

Joseph Keefe-Yes

Motion carried

Lawrence Korzeniewski-Yes

Kristin McCracken-Yes

Melvin Szymanski-Excused

REZONE PETITION-4817 TRANSIT ROAD, 3.08+/- ACRES FROM GB-GENERAL BUSINESS TO CMS FOR A PROPOSED DELTA SONIC CARWASH FACILITY WITH 8 GAS PUMPS, 10 OUTDOOR SELF-SERVE VACUUMS, 8,050 SQ FT. RETAIL/RESTAURANT STORE WITH DRIVE-THRU, INTERIOR CLEANING/DETAILING, CARWASH TUNNEL WITH THREE BAY PREP HUT, UTILITIES, PAVING, CURBING AND LANDSCAPING.

James Boglioli, Jeremy Brooks and Michael Yount of Delta Sonic returned from the September 20th meeting with the additional information requested. The noise and traffic study were distributed to the members for review.

<u>Noise</u>-The project will decrease noise from Transit Road for the neighbors to the south of the project. The only exterior speakers are those required by law at the gas pumps.

Subdivision of lot-The rear portion of the lot that is not a part of the project will be subdivided off.

<u>Engineering</u>-The wetland mitigation was signed off on and the documents submitted to Robert Harris, Town Engineer.

<u>Lighting</u>-There will be down lighting, including shoe box fixtures, on site and nothing obtrusive for the neighboring properties.

<u>Traffic-The parking lot will connect to the Kohl's parking lot.</u> This interconnectivity is helpful in having the State DOT install a signal on Transit Road. This site has stacking of 100+ vehicles provided for.

<u>Landscaping</u>-Arborvitaes and Colorado spruce are named on the drawings and it was suggested that

other species be considered for the site.

Determination

Based on the information submitted to the Planning Board, a motion was made by Kristin McCracken to recommend approval of the Rezone for 4817 Transit Road to the Town Board. Motion seconded by Rebecca Anderson.

Roll call as follows:

Chairman Connelly-Yes

Rebecca Anderson-Yes

Anthony Gorski-Yes

Joseph Keefe-Yes

Motion carried

Lawrence Korzeniewski-Yes

Kristin McCracken-Yes

Melvin Szymanski-Excused

SITE PLAN REVIEW-PROJECT #1748, TACO COCINA TRANSIT, LLC d/b/a DEEP SOUTH TACO. MODIFICATIONS TO THE CURRENTLY APPROVED SITE PLAN. ADDITION OF TWO SHIPPING CONTAINERS ON THE EAST AND SOUTH PERIMETERS OF THE EXISTING BUILDING, EXPANSION OF EXISTING PATIO ON THE NORTHEAST CORNER, ADDITION OF NEW DECK ON THE SOUTH SIDE IN CONJUNCTION WITH THE SHIPPING CONTAINERS. ELIMINATION OF 14 EXISTING PARKING SPACES AND ADDITION OF 20 SEATS DUE TO THE MODIFICATIONS.

Elizabeth A. Holmes, of Barclay Damon presented the modifications to the site plan. The shipping containers and deck will be used as a bar and to seat patrons. The containers are red in color and are height restrictive. Patrons request seating in the containers for the intimacy while dining. No modifications will be made to the brick and mortar building. The containers were chosen for their aesthetic appearance and ease of construction. Foundations will be installed to elevate the container and to secure it. The containers will need to meet design regulations and standards. Local residents and the team working on the project are excited about the project and the tentative opening date is within 6-7 weeks.

Determination

Based on the information submitted to the Planning Board, a motion was made by Rebecca Anderson to recommend approval of the Site Plan for Deep South Taco to the Town Board. Motion seconded by Anthony Gorski.

Roll call as follows:

Chairman Connelly-Yes

Rebecca Anderson-Yes

Anthony Gorski-Yes

Joseph Keefe-Yes

Motion carried

Lawrence Korzeniewski-Yes

Kristin McCracken-Yes

Melvin Szymanski-Excused

Other items discussed:

The next Town Board meeting agenda will include a SEQR on the Historical Building.

At 7:31p.m. a motion was made by Lawrence Korzeniewski to adjourn the meeting. Motion seconded by Joseph Keefe and unanimously carried.



TOWN PLANNING BOARD

2l Central Avenue LANCASTER, NEW YORK 14086

MEMO

TO:

Honorable Town Board

Town of Lancaster

FROM:

The Town of Lancaster Planning Board

DATE:

October 4, 2017

RE:

Highway Department Salt Barn

PROJECT#:

6168

LOCATION:

Pavement Road

TYPE:

Site Plan

RECOMMENDATION:

Approval

Roll call vote:

Chair Connelly-Yes

Rebecca Anderson-Yes

Anthony Gorski-Yes

Joseph Keefe-Yes

Lawrence Korzeniewski-Yes

Kristin McCracken-Yes

Melvin Szymanski-Excused

CONDITIONS:

None

COMMENTS:

None

RECEIVED TOWN OF LANCASTER, NY

GCT 13 2017

DIANE M. TERRANOVA TOWN CLERK



TOWN PLANNING BOARD

2l Central Avenue LANCASTER, NEW YORK 14086

MEMO

TO:

Honorable Town Board

Town of Lancaster

FROM:

The Town of Lancaster Planning Board

DATE:

October 4, 2017

RE:

Delta Sonic Carwash Facility

PROJECT#:

N/A

LOCATION:

4817 Transit Road

TYPE:

Rezone

RECOMMENDATION:

Approval

Roll call vote:

Chair Connelly-Yes

Rebecca Anderson-Yes

Anthony Gorski-Yes

Joseph Keefe-Yes

Lawrence Korzeniewski-Yes

Kristin McCracken-Yes

Melvin Szymanski-Excused

CONDITIONS:

None

COMMENTS:

None

TOWN OF LANCASTER, NY

OCT 13 2017

DIANE M. TERRANOVA
TOWN CLERK



TOWN PLANNING BOARD

2l Central Avenue LANCASTER, NEW YORK 14086

MEMO

TO:

Honorable Town Board

Town of Lancaster

FROM:

The Town of Lancaster Planning Board

DATE:

October 4, 2017

RE:

Deep South Taco

PROJECT#:

1748

LOCATION:

6727 Transit Road

TYPE:

Site Plan

RECOMMENDATION:

Approval

Roll call vote:

Chair Connelly-Yes

Rebecca Anderson-Yes

Anthony Gorski-Yes

Joseph Keefe-Yes

Lawrence Korzeniewski-Yes

Kristin McCracken-Yes

Melvin Szymanski-Excused

CONDITIONS:

None

COMMENTS:

None

TOWN OF LANCASTER, NY

OCT 13 2017

DIANE M. TERRANOVA
TOWN CLERK



October 13, 2017

The Honorable Town Board Town of Lancaster 21 Central Avenue Lancaster, New York 14086

Re: SPECIAL USE PERMIT -

7-Eleven, Inc. 4949 Transit Road

Ladies/Gentlemen:

Enclosed is the above referenced Special Use Permit Application for your review and determination pursuant to Chapter 50-46 of the Code of the Town of Lancaster.

Sincerely yours,

OFFICE OF THE TOWN CLERK

Diane M. Terranova

Town Clerk

DMT/dm

Encl.

M. Fischione, Building Inspector

K Loftus, Town Attorney G. Gill, Jr., Police Chief 7-Eleven, Inc. (Letter only)



GRAY ROBINSON

401 East Jackson Street

SUITE 2700

POST OFFICE BOX 3324 (33601-3324)

TAMPA, FLORIDA 33602

TEL 813-273-5000 FAX 813-273-5145 gray-robinson.com

RECEIVED

DIANE M. TERRANOVA

BOCA RATON
FORT LAUDERDALE

FORT LAUDERDAL

GAINESVILLE JACKSONVILLE

KEY WEST

Lakeland Melbourne

Мілмі

NAPLES

ORLANDO TALLAHASSEE

Тамра

813-273-5161

ANGELA.ROTELLA-GARZON@GRAY-ROBINSON.COM

October 12, 2017

VIA FEDEX

Clerk, Town of Lancaster 21 Central Ave, #1 Lancaster, NY 14086

Re:

7-Eleven, Inc. purchase from Sunoco

Store #40416H, 4949 Transit Road, Depew, NY

Dear Ms. Terranova:

As you know, our firm is assisting our client, 7-Eleven, Inc. in obtaining all necessary permits in connection with its upcoming acquisition of 98 Sunoco stores in your State on or about October 31, 2017. This is strictly an ownership change and the stores will continue to operate as a Sunoco brand store. No other changes are being made at this time.

In accordance with my telephone conference with Matthew Fischione of the Building Department, enclosed please find our client's Special Use Permit Application, together with our firm's check in the amount of \$700.00 regarding the above-referenced location.

If you have any questions or require additional information, please do not hesitate to contact my office. Thank you.

Sincerely,

Angela Rotella-Garzon, FRP

Licensing Specialist

Encs.

**CHANGE OF OWNERSHIP OF EXISTING BUSINESS. NO STRUCTURAL OR TRADE NAME CHANGES BEING MADE. LOCATION WILL REMAIN SUNOCO BRAND.

Fee Received \$ 700.00 Date: 10/13/17

TOWN OF LANCASTER APPLICATION FOR SPECIAL USE PERMIT

To: TOWN BOARD

The undersigned hereby make(s) application for a COMMERCIAL special use permit concerning certain premises in the Town as follows:

TOWN 45	Ionows:	ovicim promises in the
1.	Name and address of applicant/owner:	
	7-Eleven, Inc., 3200 Hackberry Road, Attn: Licensing, Irving, TX 75063	
	Location of premises:	
	4949 Transit Road, Depew (Lancaster), NY	
	SBL# SAME	
2.	Present zoning classification of premises: COMMERCIAL	
3.	Present use of premises, Example: vacant land, private residence, etc.: Convenience Store / Gas Station with Car Wash	
4.	What are your plans for the premises? SAME - NO CHANGES AT THIS TIME.	
SIGNATU	RICHARD M. BLAU, authorized agent	7
	PHONE NUMBERS: WORK 813-273-5161 HOME	
	TOWN OF LANGASTER, NY CCT 13 2017 DIANE M. TERRANOVA	

**CHANGE OF OWNERSHIP OF EXISTING BUSINESS. SPOKE WITH MATTHEW FISCHIONE.

APPLICATION FOR SPECIAL USE PERMIT EXHIBIT "B"

In the form of a letter to the Town Board, answer the following questions:

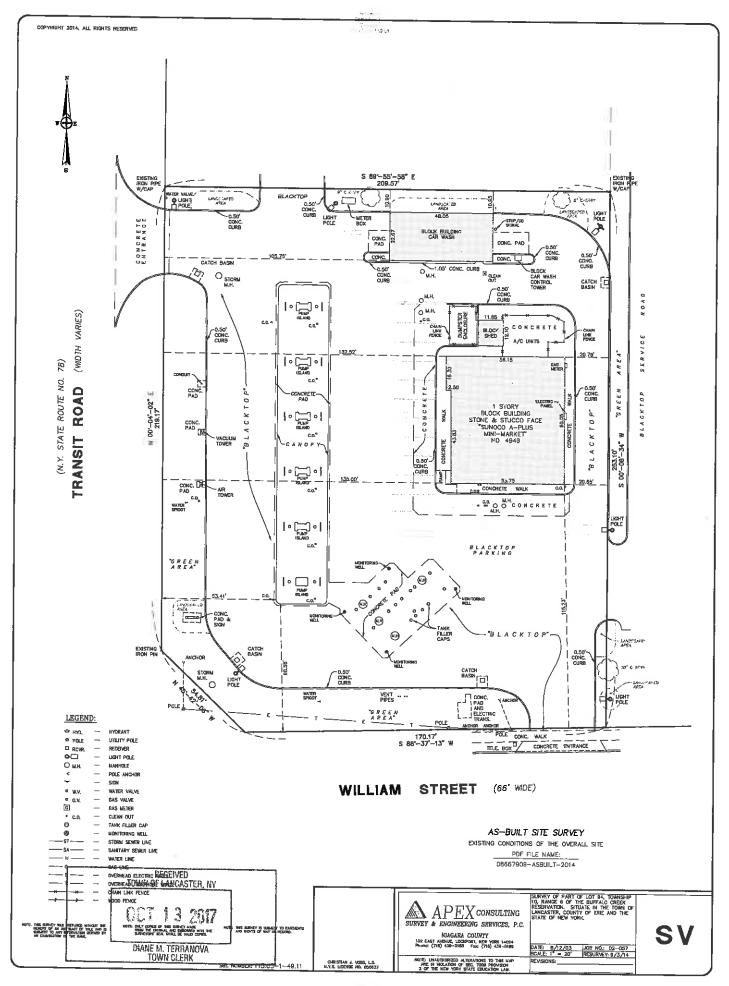
1. What is the general purpose and intent of the project?	N/A		
2. Will it negatively affect the value of the adjacent properties?	N/A		
3. Will it create a hazard to health, safety or the general welfare?	N/A		
4. Will it alter the essential character of the district?	N/A		
5. Will it be detrimental to the public welfare?	N/A		
6. Submit a drawing, to scale, of the referenced project and indicate the area to be utilized for this permit. (See sample enclosed) SEE ATTACHED EXISTING SITE PLAN AND SURVEY			
If the applicant is not the property owner, the property certification:			
DESIGNATION OF REPRESE	ENTATIVE & Soo attack a		
I,	Power of Attorneys as property owner hereby designate:		
Name:			
Mailing Address:			
Telephone Number: to act a before the Zoning Board of Appeals of the Town of Lancaster for the application. Owner Signature:			
Date:			

SECTION 809 - DISCLOSURE CERTIFICATE

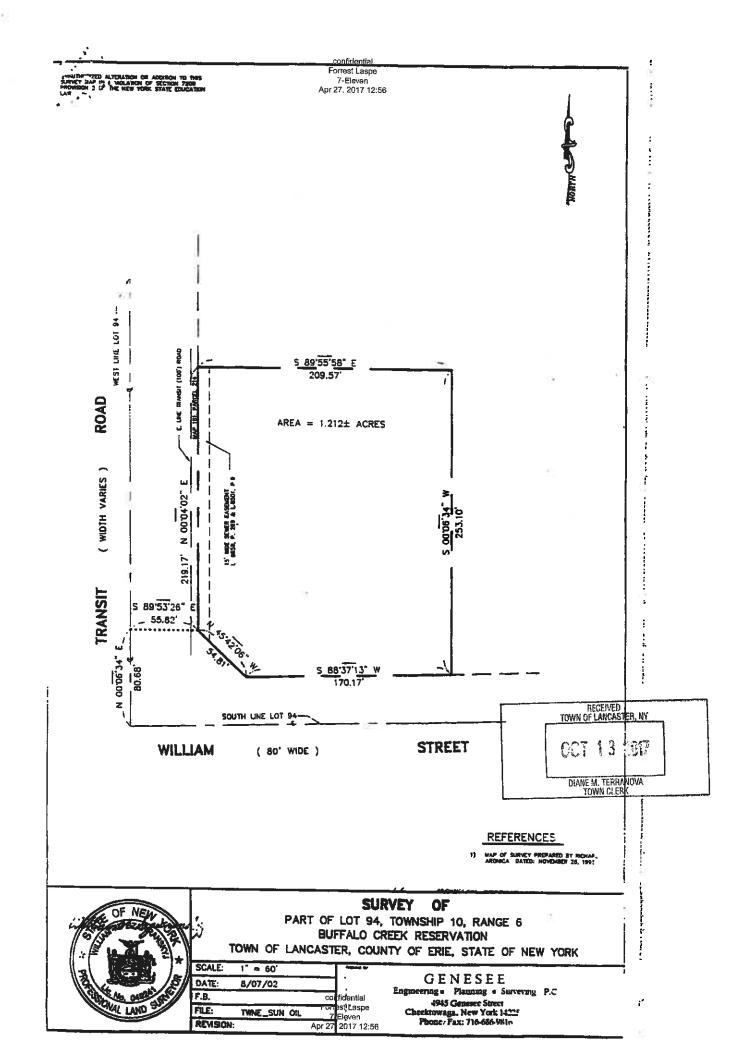
File: DISCLOSE.CER (P1)

CERTIFICATE REQUIRED TO BE EXECUTED BY EVERY APPLICANT FOR A VARIANCE, AMENDMENT, CHANGE OF ZONING, APPROVAL OF A PLAT, EXEMPTION FROM A PLAT OR OFFICIAL MAP, LICENSE OR PERMIT, PURSUANT TO THE PROVISIONS OF ANY ORDINANCE, LOCAL LAW, RULE OR REGULATION CONSTITUTING THE ZONING AND PLANNING REGULATIONS OF THE TOWN OF LANCASTER (SEE ATTACHED EXCERPT FROM GENERAL MUNICIPAL LAW)
CERTIFICATION A
1. The undersigned applicant, as defined in Section 809 of the General Municipal Law of the State of New York, for a (underline appropriate application) variance, amendment, change of zoning, approval of a plat, exemption from a plat or official map, license or permit, hereby certifies that no State officer, or officer or employee of the County of Erie or Town of Lancaster, as defined in said section, has an interest in the person, partnership or association making application for said CHANGE OF OWNERSHIP OF EXISTING BUSINESS.
2. I understand that any person who knowingly and intentionally violates the provisions of Section 809 of the General Municipal Law of the State of New York shall be suilty of a misdemeanor. X RICHARD M. BLAU, AUTHORIZED AGENT OF X 7-ELEVEN, INC
I. The undersigned applicant, as defined in Section 809 of the General Municipal Law of the State of New York, for a (underline appropriate application) variance, amendment, change of zoning, approval of a plat, exemption from a plat or official map, license or permit, hereby certifies that is a State officer, or officer or employee of the County of Erie or Town of Lancaster, as defined in said section, who has an interest in the person, partnership or association making application for said and that the extent of such interest is
I understand that any person who knowingly and intentionally violates the provisions of Section 809 of the General Municipal Law of the State of New York shall be guilty of a misdemeanor. X

Signature of Petitioner	Date
STATE OF NEW YORK	INDIVIDUAL
SS;	
COUNTY OF ERIE	
On this day of	, 20, before me personally appeared
acknowledged to me that _he executed the same for the pu	dividual described in and who executed the forces in
	Notary Public or Deputy Town Clerk
9	CORPORATE
STATE OF NEW YORK SS:	
COLDERY	, 20_17before me personally appeared_RICHARD M. BLA
ne known, who, being by me first duly sweet and	, 20before me personally appeared RICHARD W. BL
he AUTHORIZED AGENT 7-ELEVEN, INC.	epose and say that he resides in TAMPA, FL that he
nows the Corporate Seal of said corporation; that the Corporate	pration described in and which executed the foregoing instrument; that _
flixed by order and authority of the Board of Dissesses of	proprate Seal affixed to said instrument is such Corporate Seal; that it w
uthority for the purposes herein stated.	said corporation; and that he signed his/her name thereto by like order as
MARILYN STEELE JONES MY COMMISSION # GG 123618 EXPIRES: September 13, 2021 Bonded Thru Notary Public Underwriters	Many Stock Notary Public or Deputy Town Clerk
CORPORATE SEAL	Notary Public of Deputy 10wn Clerk
PA	ARTNERSHIP
FATE OF NEW YORK	
SS: OUNTY OF ERIE	
On this_day of	, 20, before me personally appeared
e pendoner, to me known and known to me to be one	of the firm of
e foregoing instrument and _he acknowledged to me that rposes therein stated.	t_he executed the same as and for the act and deed of said firm, for th
CORPORATE SEAL	

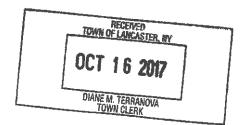


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Larkspur East Condominium Association June Beuth – President 13 Primrose Lane Williamsville, New York 14221

Johanna M. Coleman Town Supervisor, Town Hall 21 Central Avenue Lancaster, New York 14086



Dear Ms. Coleman,

This petition letter is a request by the residents of Lancaster in the area of Transit/Wehrle, Wehrle/North Maple, Wehrle/Harris Hill and surrounding areas requesting a traffic light at the intersection of Wehrle/North Maple, and a reduction in the speed limit on Wehrle between Transit Road and Harris Hill.

Our ability to exit North Maple onto Wehrle has become untenable due to several factors:

- The addition of two new apartment complexes next to the Wehrle Dome, where two established complexes already exist, with a new access road leading to Wehrle directly opposite North Maple.
- The large scale project of new build apartments/senior housing and other housing at Wehrle and Harris Hill causing backups in all directions.
- The speed limit of 45 mph on Wehrle between Transit Road and Harris Hill, even though a Nursing Rehab Facility exists on the corner. A safer limit of 35 mph is requested.
- A large influx of truck drivers ignoring the posted limit and barreling down Wehrle at unsafe speeds.
- The difficulty using Freeman Road as an alternative access to Transit Road due to the new building of a Car Wash and hotel with access onto Freeman Road.
- The lack of maintenance of the shrubbery on the corner of Wehrle/North Maple obscuring the view of drivers.

- The large holes on the shoulders where cars go around cars that are making turns. These are directly across from the entrance to the Dome apartments and all the way down on Wehrle on both sides. This is also a traffic hazard for any pedestrian trying to walk along the shoulder on Wehrle.
- The unevenness of Wehrle, due to a large number of asphalt patches.
- Large number of businesses between Transit and Harris Hill on Wehrle, while the speed limit drops to 40 mph past Harris Hill entering Clarence, where almost no businesses exist.
- During the school year there is an increase in the number of busses trying to turn into the apartment complex and down North Maple.

Thank you for your consideration.

Sincerely,

7073 June E. Beuth – President of the Larkspur East Condominium Association John Sweeney- Treasurer MaryAnn Sanders- Secretary

This petition is a request by the residents of Lancaster in the area of Transit/Wehrle, Wehrle/North Maple, Wehrle/Harris Hill and surrounding areas requesting a traffic light at the intersection of Wehrle/North Maple, and a reduction in the speed limit on Wehrle between Transit Road and Harris Hill.

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This petition is a request by the residents of Lancaster in the area of Transit/Wehrle, Wehrle/North Maple, Wehrle/Harris Hill and surrounding areas requesting a traffic light at the intersection of Wehrle/North Maple, and a reduction in the speed limit on Wehrle between Transit Road and Harris Hill.

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This petition is a request by the residents of Lancaster in the area of Transit/Wehrle, Wehrle/North Maple, Wehrle/Harris Hill and surrounding areas requesting a traffic light at the intersection of Wehrle/North Maple, and a reduction in the speed limit on Wehrle between Transit Road and Harris Hill.

NAME	ADDRESS	PHONE #.
Kim Enders	8 Caladium Ct.	348-4834
JUSTIN ENDERS	8 Caladium Ct.	390-332)
MAUREEN COSTELLO	6 Caladium Ct	635-0922
REDUCED SPECD BEN CHODKOWSKI Reduced speak Bark Brankl	8 ALYLSUM CT	319-7419
Barb Brandel	4 Alyssen Ct	631-3159
Dave Miller	2 Plyssum cf.	810-0003
PAUL Costella	6 CAludium Ct	635-0822
Cathy Sina	1 Caladium Ct	633-6532
Cathy SiNa Cresimi of Fedele	3 Caladium G	572-1960
Sharm Olemans	3 Alyssum (t.	844-0843
The terrical	11 Premose Lane	626.0087
anne R. Perricelli	11 Primrose Lane	626-0087
Joan Gravi	7 frimrose	830-0983

This petition is a request by the residents of Lancaster in the area of Transit/Wehrle, Wehrle/North Maple, Wehrle/Harris Hill and surrounding areas requesting a traffic light at the intersection of Wehrle/North Maple, and a reduction in the speed limit on Wehrle between Transit Road and Harris Hill.

Transit Road and Harris Hill.
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But Land (98 N Maple Dr. 14221 Steve Dim, 4nor 188 N. Maple Dr. 14221 310-4266
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Jany Wis 56 FREEMIAN RD WILLIAMS NY

716-626-5002

This petition is a request by the residents of Lancaster in the area of Transit/Wehrle, Wehrle/North Maple, Wehrle/Harris Hill and surrounding areas requesting a traffic light at the intersection of Wehrle/North Maple, and a reduction in the speed limit on Wehrle between Transit Road and Harris Hill.

Henry J. Schulz 5619 CENESEE ST 14086 683-3258
Nerry Wenry Worth & PRIMITOSE IN 14221 633-1058

Menry Worth & PRIMITOSE 14221 908-8291

Anthom Richer & Primitose La 14221 638-4945

Haren Marchin & Primitose La 14221 631-3234

Coommander & Primitosela 14221 830 8301



MARK C. POLONCARZ

COUNTY EXECUTIVE

WILLIAM E. GEARY, JR. COMMISSIONER

DEPARTMENT OF PUBLIC WORKS RATH BUILDING, ROOM 1400

TELEPHONE:716.858.8300 FAX: 716.858.8228

September 14, 2017

Larkspur East Condominium Association 13 Primrose Lane Williamsville, NY 14221

Attn:

June Beuth, President

RE:

Wehrle Drive (CR 290)

Signal and Speed Reduction Request

Dear Ms. Beuth:

Thank you for taking the time to share your concerns regarding the safety of Wehrle Drive (CR 290) between Transit Road (NYS Route 78) and Harris Hill (CR 276). The safety of the travelling public is vital to this department.

Traffic signals can help facilitate traffic flow through a corridor and reduce the severity of vehicle collisions. Before installing a new signal, an engineering study of the roadway, traffic, and other conditions must be completed to determine if the signal warrants have been met. This study will need to be reviewed by the New York State Department of Transportation, as a new signal at North Maple may impact the signal located at Wehrle Drive and Transit Road.

While Wehrle Drive is a County owned road, per Vehicle and Traffic Law Section 1660 (a)(5), all signals on County roads are owned and maintained by the Town. Since this part of Wehrle is on the town line between the Towns of Clarence and Lancaster, one of these towns would need to install and maintain a signal by permit from Erie County. We suggest that you present your request to the Town Boards and request that they complete an engineering study to determine if a new signal is appropriate.

All speed limit reduction requests must be approved by the Town Board, with the formal request to the County coming from that Board. In this case, we would need both of the Towns of Clarence and Lancaster to agree on the reduced speed. To get this process started, we suggest that you present your request to each of the Town Boards. They will need to complete an engineering study to determine the appropriate posted speed for the road before submitting their request to the County.

Unfortunately, having a reduced posted speed limit does not guarantee that drivers will adhere to that limit. Drivers most often drive at a speed which they perceive to be reasonable and prudent for existing conditions. We suggest that you contact the local police department to request increased enforcement of the posted speed. We will have our maintenance crews take a look at your vegetation and shoulder condition concerns.

If you have any additional questions regarding this matter, please feel free to contact me at (716) 858-8067.

Sincerely,

Gina Wilkolaski, P.E. Traffic Safety Engineer

pc:

Charles A. Sickler, P.E. P. Baskerville



OFFICE OF THE TOWN ATTORNEY

21 Central Avenue Lancaster, New York 14086 (716) 684-3342 Fax: (716) 681-7475 KEVIN E. LOFTUS, JR.

Town Attorney
kloftus@lancasterny.gov

Legal Assistant

October 12, 2017

Honorable Town Board Town of Lancaster 21 Central Avenue Lancaster, New York 14086 Planning Board Town of Lancaster 21 Central Avenue Lancaster, New York 14086

RE:

Rezone Delta Sonic GB to CMS

4817 Transit Road

Town of Lancaster, County of Erie

Dear Town Board and Planning Board Members:

Enclosed please find an email SEQR response from Erie County Division of Sewerage Management dated October 10, 2017 on the above-referenced project for your review.

Should you have any questions or concerns, please call me.

Very truly yours,

Kevin E. Loftus, Esq.

Town Attorney

KEL:lb Enc.

CC:

Supervisor Town Clerk Building Inspector Town Engineer



Leza Braun

From:

Kevin Loftus

Sent:

Tuesday, October 10, 2017 12:36 PM

To:

Leza Braun

Subject:

Fw: Proposed Delta Sonic 4817 Transit Road DSM SEQRA Comments

For the file

From: Quebral, Lorenzo < Lorenzo. Quebral@erie.gov>

Sent: Tuesday, October 10, 2017 10:02 AM

To: Kevin Loftus Cc: Ortiz, Mariely

Subject: Proposed Delta Sonic 4817 Transit Road DSM SEQRA Comments

Mr. Loftus.

The Erie County Division of Sewerage Management (DSM) has reviewed the SEQRA submittal for the Delta Sonic at 4817 Transit Road and has the following comments.

- 1. The proposed project is located within Erie County Sewer District No. 4. The sanitary sewers near the proposed project are owned by the Erie County Sewer District No. 4. The sanitary flows are tributary to Erie County trunk and interceptor lines, and the Buffalo Sewer Authority Bird Island Treatment Plant.
- 2. If sanitary sewers are installed, they will be privately owned.
- 3. Review and approval of any sanitary sewers installed is required by Erie County DSM.
- 4. A sanitary sewer downstream capacity analysis may be required.
- 5. Sanitary sewer (I/I) removal work in ECSD No. 4 may be required for this project.
- 6. Sanitary sewer system design shall be in accordance with Ten States Standards, and Erie County Sewer District Rules and Regulations and Design Requirements.
- 7. The design engineer is encouraged to discuss preliminary sanitary sewer plans with DSM in advance of completing sewer design.

If you have any questions, feel free to call me at (716)-858-6974 or e-mail me.

Lorenzo Quebral | Principal Engineer Assistant Erie County | Div. of Sewerage Management 95 Franklin St., 1050 | Buffalo, NY 14202 P:+1(716)858-6974 | F:+1(716)858-6257 Lorenzo.Quebral@erie.gov | http://www.erie.gov



OFFICE OF THE TOWN ATTORNEY

21 Central Avenue Lancaster, New York 14086 (716) 684-3342 Fax: (716) 681-7475 KEVIN E. LOFTUS, JR.

Town Attorney
kloftus@lancasterny.gov

Leza E. Braun
Legal Assistant

October 12, 2017

Honorable Town Board Town of Lancaster 21 Central Avenue Lancaster, New York 14086 Planning Board Town of Lancaster 21 Central Avenue Lancaster, New York 14086

RE:

Rezone Uniland LI to MFR3

4106 Walden Avenue

Town of Lancaster, County of Erie

Dear Town Board and Planning Board Members:

Enclosed please find an email SEQR response from Erie County Division of Sewerage Management dated October 10, 2017 on the above-referenced project for your review.

Should you have any questions or concerns, please call me.

Very truly yours,

Kevin E. Loftus, Esq.

Town Attorney

KEL:lb Enc.

CC:

Supervisor

Town Clerk

Building Inspector

Town Engineer

HEDENED
TOWN OF LEWGASTER, NY

OCT 17 2017

DIANE M. TERRANOVA
TOWN CLERK

Leza Braun

From:

Kevin Loftus

Sent:

Tuesday, October 10, 2017 12:36 PM

To:

Leza Braun

Subject:

Fw: Single Family and Patio Homes 4106 Walden Ave DSM SEQRA Comments

For the file

From: Quebral, Lorenzo < Lorenzo.Quebral@erie.gov>

Sent: Tuesday, October 10, 2017 10:05 AM

To: Kevin Loftus Cc: Ortiz, Mariely

Subject: Single Family and Patio Homes 4106 Walden Ave DSM SEQRA Comments

Mr. Loftus,

The Erie County Division of Sewerage Management (DSM) has reviewed the SEQRA submittal for the proposed Single Family and Patio Homes at 4106 Walden Ave and has the following comments.

- 1. The proposed project is located within Erie County Sewer District No. 4. The sanitary sewers near the proposed project are owned by the Erie County Sewer District No. 4. The sanitary flows are tributary to Erie County trunk and interceptor lines, and the Buffalo Sewer Authority Bird Island Treatment Plant.
- 2. Review and approval of any sanitary sewers installed is required by Erie County DSM.
- 3. A sanitary sewer downstream capacity analysis may be required.
- 4. Sanitary sewer (I/I) removal work in ECSD No. 4 may be required for this project.
- 5. Sanitary sewer system design shall be in accordance with Ten States Standards, and Erie County Sewer District Rules and Regulations and Design Requirements.
- The design engineer is encouraged to discuss preliminary sanitary sewer plans with DSM in advance of completing sewer design.

If you have any questions, feel free to call me at (716)-858-6974 or e-mail me.

Lorenzo Quebral | Principal Engineer Assistant Erie County | Div. of Sewerage Management 95 Franklin St., 1050 | Buffalo, NY 14202 P:+1(716)858-6974 | F:+1(716)858-6257 Lorenzo.Quebral@erie.gov | http://www.erie.gov Civil Engineering Environmental Engineering Municipal Engineering Land Surveying



Project Management
Construction Support Services
Landscape Architecture
SWPPP Services

October 18, 2017

Honorable Town Board Town of Lancaster Lancaster, NY 14086

Re: Windsor Ridge South Phase 1B Street Lighting

Dear Board Members:

The above improvement installed at the Windsor Ridge South Subdivision Phase 1B 5 has been constructed in accordance with Town specifications.

We therefore recommend that Public Improvement Permit #712 for the street lighting be accepted by the Town. The installed lighting consists of ten (10) 50 watt high pressure sodium lights.

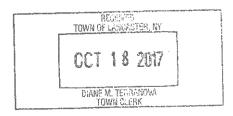
If you have any questions or comments please call.

Very truly yours,

Robert R. Harris, P.E.

Town Engineer

Cc Town Clerk Town Attorney



17-10-18-14145-TB-WS South Phase 1B-1-rrh



BUILDING DEPARTMENT

21 CENTRAL AVENUE LANCASTER, NEW YORK 14086 716-684-4171 FAX 685-5317 TOWN BOARD
Supervisor
Johanna M. Coleman

Councilmembers
John M. Abraham, Jr.
Dawn Gaczewski
Ronald Ruffino, Sr.
Matthew Walter

10/19/17

The Honorable Town Board Town of Lancaster 21 Central Ave. Lancaster, NY 14086

Re: Special Use Permit 7-Eleven, Inc. 4949 Transit Rd.

The above mentioned Special Use Permit Application has been review per Chapter 50-46 of the Code of the Town of Lancaster to operate an Automobile Fueling Station and Car Wash facility as permitted in a CMS Zoning district.

The Building Dept. recommends approval with the stipulation as follows;

- Renewal of this permit at 2 year intervals with no cost to the applicant.
- A copy of the entity Business Certificate is submitted to the Town Clerk's Office.

Sincerely,

Max Jeschion

Matt Fischione, Code Enforcement Officer Town of Lancaster Building Department 21 Central Avenue Lancaster, NY 14086

MF

Cc: Kevin Loftus, Town Attorney

TOWN OF LANCASTER, NY

OCT 19 2017

DIANE M. TERRANOVA
TOWN GLERK



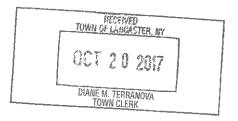
OFFICE OF THE TOWN ATTORNEY

21 Central Avenue Lancaster, New York 14086 (716) 684-3342 Fax: (716) 681-7475 KEVIN E. LOFTUS, JR.
Town Attorney

kloftus@lancasterny.gov

Legal Assistant

October 17, 2017



Honorable Town Board Town of Lancaster 21 Central Avenue Lancaster, New York 14086 Planning Board Town of Lancaster 21 Central Avenue Lancaster, New York 14086

RE:

Uniland Rezone

4106 Walden Ave

Town of Lancaster, County of Erie

Dear Town Board and Planning Board Members:

Enclosed please find an email SEQR response dated October 11, 2017 from the New York State Department of Environmental Conservation on the above-referenced project for your review.

Should you have any questions or concerns, please call me.

Very truly yours,

Kevin E. Loftus, Esq.

Town Attorney

KEL:lb

Enc.

CC: Supervisor

Town Clerk

Building Inspector Town Engineer

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Environmental Permits, Region 9 270 Michigan Avenue, Buffalo, NY 14203-2915 P: (716) 851-7165 | F: (716) 851-7168 www.dec.ny.gov

October 11, 2017

RECEIVED TOWN OF LANCASTER, N.Y.

OCT 16 2017

TOWN ATTORNEY

Mr. Kevin E. Loftus Town of Lancaster Attorney 21 Central Ave Lancaster, NY 14086

Dear Mr. Loftus

SEQR Lead Agency Designation Uniland Development Company Rezoning 4106 Walden Avenue Town of Lancaster, Erie County

In response to your September 19, 2017 letter regarding the above-noted, please be advised of the following:

1. If project activities will involve land disturbance of 1 acre or more, the project sponsor, owner or operator is required to obtain a State Pollutant Discharge Elimination System General Permit for Stormwater Discharges from Construction Activity (GP-0-15-002). This General Permit requires the project sponsor, owner or operator to control stormwater runoff according to a Stormwater Pollution Prevention Plan (SWPPP), which is to be prepared prior to filing a Notice of Intent (NOI) and prior to commencement of the project. More information on General Permit GP-0-15-002, as well as the NOI form, is available on the Department's website at www.dec.ny.gov/chemical/43133.html. Information on permitting requirements and preparation of a necessary Stormwater Pollution Prevention Plan (SWPPP) is available on the Department's website at www.dec.ny.gov/chemical/8468.html.

The Town of Lancaster is designated as an MS4 community. The project sponsor, owner or operator of a construction activity that is subject to the requirements of a regulated, traditional land use control MS4 shall have their SWPPP reviewed and accepted by the MS4 community. The "MS4 SWPPP Acceptance" form must be signed by the principle executive officer or ranking elected official from the MS4 community, or by a duly authorized representative of that person, and submitted along with the NOI, to the Department at NOTICE OF INTENT, NYSDEC, Bureau of Water Permits, 625 Broadway, 4th Floor, Albany, New York 12233-3505, telephone: 518/402-8111 to receive Department approval before construction commences.



- 2. The project site is located in an archaeologically sensitive area based on information obtained through the Cultural Resource Information System (CRIS) on the New York State Office of Parks, Recreation and Historic Preservation's (OPRHP) website at https://cris.parks.ny.gov/. As part of the SEQR process, this concern should be evaluated, unless it can be verified by appropriate documentation that the site has been significantly disturbed in a way that would destroy potential artifacts. Please recognize that normal agricultural activities, such as plowing, would not constitute such land disturbance. If there are any questions regarding this, contact OPRHP (telephone: 518/237-8643).
- 3. According to the submitted site plan and the Federal Emergency Management Agency's (FEMA) Panel No. No. 360226 0005 E, a portion of the project site is located in a designated floodway and the 100-year floodplain. The proposed project should be designed in accordance with all applicable local municipal laws for flood damage reduction. Due to the proposed floodway development, a hydraulic analysis must be performed to show that there will be no increase in the base flood (100-year) elevation. The preliminary map should be used for this analysis as it is the best available information. More information on this required analysis is available on the Department's web site at http://www.dec.ny.gov/lands/24281.html.
- 4. Note that the United States Department of the Army, Corps of Engineers' Buffalo District Office (COE) has authority under federal law to regulate wetlands in New York State. A COE permit may be required for this proposal. You should (have the project sponsor) contact the COE (1776 Niagara Street, Buffalo, New York 14207, telephone: 716/879-4330) as early as possible in the planning process to determine if the project will involve federally regulated wetlands. If Federal Wetlands are involved, the COE may require the project sponsor to obtain Water Quality Certification from this Department.
- 5. Based on information provided in the Environmental Assessment Form, this proposed project requires a sanitary sewer connection that is designed to convey 55,000 gallons/day or more of municipal sewage and is therefore considered a sanitary sewer extension. The Erie County Health Department, 503 Kensington Avenue, Buffalo, New York 14214, telephone: 716/961-6800, which acts as our agent, will be the approving agency.

A detailed Downstream Sewer Capacity Analysis must be performed and submitted for the proposed project. Recent wet weather flow monitoring data and proposed new development flow should be analyzed relative to theoretical capacity at key nodes in the downstream sewer system and at pump stations (if any) to determine if capacity exists.

Recent wet weather system flow data can consist of:

- Comprehensive information from recent Sanitary Sewer System Evaluation Studies, or
- Wet weather data collected at (minimum of 3) key downstream nodes specified by the municipality.
 - O This dated information can consist of instantaneous flow measurements or continuous flow or sewer depth measurements obtained during significant wet weather events, preferably during high groundwater conditions. Peak sewer flow recording methods are an acceptable method to collect this information.

Mr. Kevin E. Loftus October 11, 2017 Page 3

O Depth or flow measurements should continue until a significant wet weather event occurs, but would not have to extend beyond three months. A significant wet weather event is considered to be a daily rainfall amount of ½" or greater.

The Downstream Sewer Capacity Analysis must also contain a narrative and a detailed map showing the downstream routing of sewers from the proposed project site to the Waştewater Treatment Plant. Line sizes, theoretical capacity and pump stations must be identified and included in the analysis.

This Downstream Sewer Capacity Analysis, as well as any required infiltration and inflow (I/I) rehabilitation offset work, should be part of the Project's Engineering Report. These items must be received as part of a complete sanitary sewer extension plan submission from the municipality (sewer owner) that signs the "Application for Approval of Plans" form. If adequate capacity is not available, the sewer extension will not be approved until an acceptable remediation plan is developed.

We concur that the Town of Lancaster should act as SEQR Lead Agency, since the environmental impacts of the proposal are primarily of local significance.

If you have any questions, please feel free to contact Mr. Bruno DiBella or me at 716/851-7165.

Sincerely,

Mark Passuite

Deputy Regional Permit Administrator

ecc: Jeff Konsella, NYSDEC Division of Water



OFFICE OF THE TOWN ATTORNEY

21 Central Avenue Lancaster, New York 14086 (716) 684-3342 Fax: (716) 681-7475 KEVIN E. LOFTUS, JR.

Town Attorney kloftus@lancasterny.gov

Legal Assistant

RECEIVED TOWN OF LANCASTER, MY

GCT 2 0 2017

DIANE M. TERRANOVA TOWN CLERK

October 19, 2017

Honorable Town Board Town of Lancaster 21 Central Avenue Lancaster, New York 14086 Planning Board Town of Lancaster 21 Central Avenue Lancaster, New York 14086

RE:

Rezone Delta Sonic GB to CMS

4817 Transit Road

Town of Lancaster, County of Erie

Dear Town Board and Planning Board Members:

Enclosed please find an email SEQR response from the New York State Department of Transportation dated October 18, 2017 on the above-referenced project for your review.

Should you have any questions or concerns, please call me.

Very truly yours,

Kevih E. Loftus, Esq.

Town Attorney

KEL:lb Enc.

CC:

Supervisor

Town Clerk

Building Inspector

Town Engineer

Leza Braun

From:

Rutkowski, Edward (DOT) < Edward.Rutkowski@dot.ny.gov>

Sent: To:

Wednesday, October 18, 2017 3:51 PM

Cc:

Kevin Loftus Leza Braun

Subject:

4817 Transit Road, Proposed Delta Sonic, Lancaster

Attachments:

16.144_C-4.0-Site Plan_08-24-17.pdf

Kevin,

New York State Department of Transportation (NYSDOT) reviewed the information submitted for the subject project and has the following comments:

- NYSDOT concurs with the Town of Lancaster acting as the Lead Agency.
- The proposed traffic signal at the intersection of Transit Road and the proposed Delta Sonic Driveway opposite Jessica Lane will not be approved until the MUTCD traffic signal warrants are met based on actual traffic conditions. When this development is completed and operating, it will be the developer's responsibility to provide an updated Signal Warrant Analysis and/or Traffic Impact Study, using actual counts, to NYSDOT for review and consideration. If NYSDOT determines a new traffic signal is warranted, then the developer will be responsible for the design, installation and all costs associated with the traffic signal system.
- One of the recommended improvements to mitigate traffic impacts identified in the TIS is to coordinate the
 proposed signal with the existing signal at the intersection of Transit Road and French Road. If the proposed
 traffic signal is approved in the future, then the developer will be responsible to install communication
 equipment at both signals to implement the recommended signal coordination.
- The proposed "Future With Mitigation" Synchro model modifies the operation of the Transit Road and French Road intersection from Semi-Actuated to Fully Actuated signal. To accommodate these changes, vehicle detection equipment will be required for all lanes currently without it. This work will be required if a traffic signal is warranted at the proposed driveway and will be the responsibility of the developer.
- Given the existing traffic volumes on Transit Road along with the estimated total number of northbound vehicles turning right into the proposed development results in a right turn lane being warranted based on TRB NCHRP Report 279. Therefore, the developer shall construct a right turn lane on Transit Road northbound at the proposed northern driveway that is 150 feet long and have a 75 foot taper. Furthermore, the proposed southern one-way driveway shall be eliminated because it would be within the new right turn lane and secondly, eliminating it will provide that all right turn movements into the site will made from the new right turn lane, which is more desirable from a traffic operation perspective rather than from a through travel lane.
- One of Access Management principles is the minimize the number of driveways along a given segment of highway. Studies show that as the number of driveways increase along a highway, so do the number of accidents. Therefore, based on Access Management principles, the existing one-way driveway into MASH Urgent Care on Transit Road should be eliminated and full access should be provided through the proposed northern driveway. Also, if a traffic signal is warranted at the proposed northern Delta Sonic driveway and installed, then the one-way MASH Urgent Care driveway would be within the left turn lane developed for traffic entering Delta Sonic, which would be undesirable.

A NYSDOT Highway Work Permit will be required for the work located within the State Highway Right-of-Way. More detailed plans will be required and additional site engineering review will be done as part of the Highway Work Permit process. This correspondence does not constitute approval for the purpose of a Highway Work Permit.

If you have any questions please contact me either by email or phone.

Sincerely, Ed Rutkowski

Edward S. Rutkowski, P. E. SEQR/Site Plan Review Coordinator NYSDOT - Region 5 100 Seneca Street Buffalo, New York 14203 716-847-3575





OFFICE OF THE TOWN ATTORNEY

KEVIN E. LOFTUS, JR. Town Attorney kloftus@lancasterny.gov

> Leza E. Braun Legal Assistant

RECENTO

THAN OF LANCASTER, NY

CT 20 Zav

DIANE M. TERRANOVA TOWN CLERK

21 Central Avenue Lancaster, New York 14086

> (716) 684-3342 Fax: (716) 681-7475

Mr. David Denk Regional Administrator N.Y.S. DEC 270 Michigan Avenue Buffalo, New York 14203-2999

October 19, 2017

Mr. Garrett Hacker Erie County DPW Division of Highway 95 Franklin Street Buffalo, New York 14202

Ms. Dolores Funke Erie County Health Department 503 Kensington Avenue Buffalo, New York 14214

Mr. Matt Salah Coordinator of Construction Projects Division of Sewerage Management 95 Franklin Street Buffalo, New York 14202

Mr. Ed Rutkowski Planner NYS DOT 100 Seneca Street Buffalo, New York 14203

Ms. Mariely Ortiz **Erie County DEP** 95 Franklin Street, Rm 1062 Buffalo, New York 14202

Edward A. Rath County Office Building

Re:

Designation of Lead Agency 0 Broadway SBL #116.00-1-5.131-Plumb Creek Patios From R-1 to MFR-3; +/- 8.58 acres Town of Lancaster, County of Erie

Ladies and Gentlemen:

Please be advised that a private developer has submitted an application for the rezone of +/- 8.58 acres of land located at 0 Broadway SBL# 116.00-1-5.131; from Residential District 1 (R-1) to Multi Family Residential-3 (MFR-3) in the Town of Lancaster and which the Town has determined to be a "Type I Action" under SEQR. Also included is an amendment to that application.

The Town Board of the Town of Lancaster advised the developer that an Application and Environmental Assessment Form (EAF) was to be submitted to the Town of Lancaster in order to commence a review of the proposed project under SEQRA.

The developer has now submitted the application and EAF and the Town Board of the Town of Lancaster is now notifying all other agencies which may be involved in the approval of this project that within thirty (30) days of the mailing of the enclosed EAF, a lead agency must be designated by agreement among the agencies.

The anticipated impact of this project is primarily of local significance and the Town of Lancaster desires to act as lead agency in investigation and review of the proposed action.

Very truly yours,

Kevin E. Loftus Town Attorney

KEL:lb Encs.

cc:

Supervisor Town Clerk **Building Inspector** Town Engineer

56 Kennedy Ct.

Lancaster, NY 14086

October 18, 2017

TC-FOL COMM

COPY TO: HWY OUPT.

CVIA EMAILS POL. CH.

PUB. SAFETY COMM.

Lancaster Town Board 21 Central Ave. Lancaster, NY 14086

RE: Posted Alternate Parking on Kennedy Ct.



Town Board Members:

I'm writing to request that Alternate Parking Signs be posted on Kennedy Ct.

As of date, motorists are parking on both sides of the street creating a hazardous condition closest to the corner at Central Av.

This is needed because students from Lancaster High School are parking on both sides of the street every day school is in session. This is creating havoc for all types of commercial vehicles and residents traveling the street.

I can imagine this situation only getting worse when snow plows attempt to plow Kennedy.

I hope this matter gets your immediate attention. I believe Kennedy Ct. is not wide enough to allow parking on both sides of the street.

Sincerely,

Carol A. Boyd-Simcoe

REGEIVED
TOWN OF LANCASTER, NY

GCT 2 0 2017

DHANE FA. TE. RAPOVA
TOWN GLESK

October 18, 2017

TC-FOR COMM

Ms. Flo Tripi Western Region Office 120 Pineview Drive Amherst, NY 14228

Re:

Request for Leave of Absence

Dear Ms. Tripi:

After speaking with Dominic Luna, LRS, I am writing to you to formally request a leave of absence from the White Collar Unit of the Town of Lancaster as a Clerk Typist effective November 6, 2017 upon Board approval. I have been a Clerk Typist and a member of the CSEA Union for the past fifteen years and I am also currently the President of the White Collar Unit in which I will be resigning on November 6, 2017 upon Board approval. I have been offered an appointed position and would appreciate the authorization from the CSEA Union granting me a two year leave of absence.

I would appreciate your support in sponsoring this leave of absence at your earliest convenience so I may present it to the Town of Lancaster Town Board so they can obtain approval from the Civil Service Commission. I may be reached at 716-982-5768. Thank you.

Respectfully yours,

Michelle Barbaro

President, CSEA White Collar

Town of Lancaster

mb







OFFICE OF THE TOWN ATTORNEY

21 Central Avenue Lancaster, New York 14086 (716) 684-3342 Fax: (716) 681-7475 MEMO KEVIN E. LOFTUS, JR.

Town Attorney kloftus@lancasterny.gov

Legal Assistant

To:

Diane M. Terranova, Town Clerk

From:

Kevin E. Loftus, Town Attorney

Date:

October 20, 2017

Subject:

Windsor Ridge South Subdivision; Phase 1B

Dear Ms. Terranova:

Enclosed please find the Maintenance Bond for the Street Lights public improvement for the above-referenced subdivision for your records.

Please prepare a resolution accepting P.I.P. No. 712 (Street Lights) for the next scheduled board meeting.

If there are any questions, please call.

KEL:lb Enc.



Justice Court of the Town of Lancaster 525 Pavement Road Lancaster, New York 14086

Phone: 716-683-1814, Fax - 685-5313

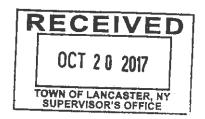
October 16, 2017

TC-FOL COMM
COPY TO PAYBOLL SUP.

(2) 10/20/17

Johnna M. Coleman, Supervisor Lancaster Town Board 21 Central Avenue Lancaster, NY 14086

Dear Supervisor Coleman & Board Members:



Re: Court Officer Salaries

We are requesting a resolution increasing the hourly rate of pay for our court officers to \$18.00 per hour from the current \$14.47 per hour.

We requested additional monies in our budget in preparation for next year to cover these increases. We are currently short two officers due to the passing of Irv Dehn and the resignation of Brandon Kryszak and are in the process of canvassing the list for their replacements.

We have included a survey that was taken of the various surrounding courts and have found that all town courts pay court officers requiring pistol permits \$18 per hour or more. The Town of Orchard Park assigns police officers to provide security during court sessions. Although the Villages of Depew and Lancaster have lower court officer compensation, they also have lesser caseloads and fewer court sessions.

We have found in recent years that many well-qualified candidates decline to be considered due to the compensation offered. Although the raise will not make a substantial change in our expenditure, given the number of hours at issue, it will enable the Court to recruit the types of candidates needed to provide the top-notch security that we seek to provide in Lancaster Town Court



We would appreciate your co-operation.

Jown J

Encls.

Lowin Justice

Justice Court of the Town of Lancaster 525 Pavement Road Lancaster, New York 14086

Phone: 716-683-1814, Fax - 685-5313

TO: Judge Colby and Judge Cervi

FROM: M. Cox

RE: Court Officer Compensation Survey

At Judge Colby's request I researched the hourly rate of pay for court officers in the surrounding towns to demonstrate what court officers are paid in comparable courts.

On September 22nd I talked to Tina from the Village of Lancaster. She informed me that she has one court officer who basically does everything and does have a pistol permit. He gets paid \$13.25 per hour.

I then talked to Jackie from the Village of Depew, and she advised me that their court officers make \$15.00 per hour and do not have pistol permits.

I then talked to the Payroll Dept. of the town of Cheektowaga and was advised that their officers are trained by the police department and do not necessarily have permits. A new court officer gets \$17.875 per hour and a current court officer gets \$18.81 per hour.

In Clarence I talked to Marilyn from their court. The officers get \$18.00 per hour and do have pistol permits.

Lastly I called Orchard Park. They do not have regular court officers and instead use regular police officers and they make approximately \$25.00 per hour. Yesterday I talked with the Police Chief of Orchard Park. He told me that one police officer is usually scheduled for court and another if necessary as part of their regular assignment. If they are shorthanded then an officer would be brought in on overtime at rate of \$54.61 per hour.

Hamburg did not respond to my voicemail.

Per the Chief of West Seneca's secretary, they are paid \$20.00 per hour and they do have pistol permits.





TOWN OF WEST SENECA

Municipal Building 1250 Union Road West Seneca, New York 14224



716-674-2280 FAX 716-674-1963 Web Site: www.wspolice.com

TO:

Honorable Town Board

Town of West Seneca

ATTN.:

Supervisor Meegan.

FROM:

Daniel M. Denz

Chief of Police

DATE:

January 4, 2017

RE:

Part Time Employee Hourly Rates

Dear Honorable Town Board:

As per the Town of West Seneca 2017 Adopted Budget, please set the hourly rates for the following Part Time positions effective January 1, 2017:

Police Matron Court Security Officer Court Security Officer (Scheduling)	001.3120.0159 001.3120.0157 001.3120.0142 001.3120.0142 001.3120.0149	\$10/hr \$15/hr \$20/hr \$21/hr \$15/hr.
P/T Public Safety Dispatchers	UU1.31ZU.V147	مستدان بر ب

Should you have any questions pertaining to this, please don't hesitate to contact me. Thank you.

men poort on

Daniel M. Denz



y hike works as Hamburg hires court security officer

Barbara O'Brien

ws Staff Reporter

Updated July 25, 2016, 08:24 AM Published July 25, 2016, 08:24 AM e Town of Hamburg solved the problem of filling a court security position by raising the pay.

urt officers will be paid \$20 an hour, up from \$15.29 an hour.

e court was having trouble finding court security staff, and Town Justice Carl Morgan blamed the low y.

o one's interested," he said. "Principally, because the rate of pay is less than what they're paying for en part-time, off-the-books jobs for retired officers."

1e \$15.29-an-hour pay had not been raised in years, Councilman Tom Best Jr. said.

wo of the town's four court officers retired recently. The town was able to replace one, but had trouble 1ding another person willing to work for the money. The job usually is held by retired police officers.

lorgan said he reached out to retired officers he knows to help staff the busy court, but did not find ayone willing.

ut the town's luck changed, and the 30 percent raise didn't hurt. Right after raising the pay last week, own Board members bired a new court officer.

lamburg is the fifth-busiest court in Eric County, and the 66th-busiest court in the state, taking in 730,048 in fines and fees in 2015-

unherst Town Court is the busiest town court in Eric County, followed by Tonawanda, Cheektowaga and Vest Seneca.

mail: bobrien@buffnews.com

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Lancaster Town Band, Inc.

Founded 1946

A New York State Not-For-Profit Corporation

October 19, 2017

Supervisor Colemaz Lancaster Town Board 21 Central Avenue Lancaster, New York 14086

TC-FOR COMM
COPY TO SUE BARNES
&

Dear Supervisor Coleman and Town Board Members,

The Lancaster Town Band would like to request that you consider installing electronic handicapped accessible doors at the Lancaster Youth Bureau located at 200 Oxford Avenue.

As you know, the Lancaster Town Band performs every summer at the band shell located behind the youth bureau. The youth bureau allows our members and the community to use their restroom facilities during these performances. Many of the people who attend our concerts are older individuals who may have mobility issues. By installing these doors it would assist these individuals to access the facility with less risk of fall and injury.

Thank you for considering this matter and we hope that you will install these doors so that this building will be more handicapped accessible and that <u>all</u> individuals may benefit from the youth bureau.

OCT 23 2017

TOWN OF LANCASTER, NY SUPERVISOR'S OFFICE

Respectfully.

Amy MacPeek
Secretary/Treasurer
Lancaster Town Band

cc: John Trojanowsky, Youth Bureau Director

TOWN OF LANGASTER, NY

GCT 2 3 2017

ENANE M. TERRANOVA
TOWN CLERK



TOWN OF LANCASTER HIGHWAY DEPARTMENT **525 PAVEMENT ROAD** LANCASTER, NY 14086

Daniel Amatura Highway Superintendent Tel (716)683-3426 Fax (716)685-0271

October 20, 2017

Honorable Town Board 21 Central Avenue Lancaster, NY 14086

COMMUNICATIONS

TC-FOL COMM. OK FOR RESI

Re:

One New and Unused 2018 Class 7 Freightliner M2-106 Dual Steer 4x2 35,000 GVWR Cab/Chassis with Truck Mounted ODB 25 Cubic Yard Vacuum Leaf Loader

TOWN OF LANCASTER, NY SUPERVISOR'S OFFICE

Dear Honorable Town Board:

I respectfully request that the Town Board sponsor a resolution to purchase one New and Unused 2018 Class 7 Freightliner M2-106 Dual Steer 4x2 35,000 GVWR Cab/Chassis with Truck Mounted ODB 25 Cubic Yard Vacuum Leaf Loader from Fleet Maintenance, Inc., 67 Ransier Drive, West Seneca, New York, 14224 in the amount of \$171,867.00. The bid opening was on Thursday, October 19, 2017 at 10:00 AM with one bidder being Fleet Maintenance. This 2018 Class 7 Freightliner M2-106 Dual Steer 4x2 35,000 GVWR Cab/Chassis with Truck Mounted ODB 25 Cubic Yard Vacuum Leaf Loader will be paid for out of the bond authorized May 15, 2017 for Highway Equipment.

If you have any further questions, please do not hesitate to contact me.

Respectfully your

Daniel Amatura

Highway Superintendent Town of Lancaster

DA/kak Attachments

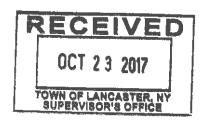
Cc: Dave Brown, Director of Administration

> Kevin Loftus, Town Attorney Johanna Coleman, Town Supervisor Diane Terranova, Town Clerk

RECEIVED TOWN OF LARCASTER, NY OCT 23 2017 DIANE M. TERRANOVA

October 19, 2017

Supervisor Johanna Coleman 21 Central Ave Town Hall Lancaster, NY 14086-2128



TC-FOR COMM.



Dear Supervisor Coleman,

The Greater Buffalo-Niagara Regional Transportation Council (GBNRTC) and NYSDOT are pleased to announce the availability of funding for pedestrian safety projects as identified in the New York State Pedestrian Safety Action Plan (PSAP), June 2016.

\$40 million in federal Highway Safety Improvement Program funds will be available statewide for systemic (widely implemented) pedestrian safety projects on roads and streets owned by counties, cities, towns or villages. Program eligibility is limited to roads and streets that are included within the 2010 federal adjusted urban area boundary (see attached map). Eligible project types include (but are not limited to):

- Basic treatments at uncontrolled crosswalks
- Countermeasures at signalized intersections

The attached NYSDOT guidance document provides additional details on eligible improvements.

You are invited to apply for funding in the range of \$250,000 to \$5,000,000. Safety projects selected under this solicitation will receive 100% financing and require zero local matching funds.

Applications must be submitted to GBNRTC by March 09, 2018. Projects will be selected by the summer of 2018. NYSDOT will host a webinar in the fall of 2017 to answer questions about the program, eligibility and the application process. Additional information about the webinar, program guidance, how to apply, application forms and related materials (including the full PSAP report) are available at https://www.dot.ny.gov/divisions/operating/osss/highway/psap.

I want to personally thank you for your support of this important program. If you have any questions or require additional information, please feel free to contact Rich Guarino at (716) 856-2026 x307.

Sincerely,

Hal Morse

Executive Director

Attachments: 2010 Defined Urban Area Map

NYSDOT PSAP Local Guidance Document

RECEIVED TOWN OF LANCASTER, NY

OCT 2 4 2017

DIANE M. TERRANOVA TOWN CLERK

Background

The New York State Department of Transportation (NYSDOT) released its first-ever New York State <u>Pedestrian Safety Action Plan</u> (PSAP) in June of 2016. The five-year, multi-agency plan takes a three-pronged approach to improve pedestrian safety. It will be implemented cooperatively by NYSDOT focusing on engineering improvements, the State Department of Health producing public education and awareness campaigns, and the Governor's Traffic Safety Committee coordinating increased law enforcement. Funding for the plan's implementation is supported through the federal Highway Safety Improvement Program (HSIP) funding and State sources.

The PSAP calls for a systemic approach to address widespread pedestrian safety issues and minimize crash potential by implementing low-cost countermeasures throughout the roadway network, both local and state jurisdictions. NYSDOT has begun pedestrian safety improvements on state-owned roadways at approximately 2,000 uncontrolled crosswalks (no signals or stop signs) and 2,400 signalized intersections. The PSAP also includes \$40 million of federal HSIP funds to implement systemic pedestrian safety projects on local urban roads and streets. Projects funded pursuant to this call for pedestrian projects are eligible to receive up to 100% federal HSIP funding. Potential project sponsors are encouraged to review the <u>Pedestrian Safety Action Plan</u> especially pages 48-58 to enhance their understanding of the PSAP program before completing an application.

An application form and the supporting materials referenced in this document are available at: https://www.dot.ny.gov/divisions/operating/osss/highway/psap.

Questions related to this call for projects should be directed to the appropriate contact in your area. See Appendix A – Local Call Contact List at https://www.dot.ny.gov/divisions/operating/osss/highway/psap.

Eligibility Criteria

- The following entities are eligible to sponsor a project and apply for a portion of the \$40 million in statewide HSIP funding:
 - Counties, towns and villages located in a designated 2010 federal adjusted urban area.
 - Cities with a population less than 1 million.
 - Counties interested in sponsoring a project on behalf of one or more municipalities within their county are also eligible to apply.
- Minimum HSIP funds per project: \$250,000. Maximum HSIP funds per project: \$5M.
- Projects may be bundled at the county level to meet the required minimum if the county is able and willing to sponsor the project on behalf of one or more municipalities.

- Eligible projects must <u>systemically implement one or more of the countermeasures</u> identified in the PSAP on local or county urban roads in New York State. The eligible countermeasures are listed in the Pedestrian Safety Action Plan on pp. 48-58 and in the "Eligible Improvements" section below.
- All project locations must be on a public road, off the state touring route system and be on a local or county owned or maintained road. State touring routes are included in the current NYSDOT statewide project.
- All project locations must be on roads that are located within a designated 2010 federal adjusted urban area. The New York State Department of Transportation Functional Class Viewer can be used to identify locations within an urban area boundary. If you need assistance using the application, please call Regina Doyle at (518) 485-0164 or Robert Zitowsky at (518) 485-8406. A list of urban areas and regional maps are attached to this guidance.
- Various project phases may be programmed between federal fiscal years 2018-2021 as long as construction is completed by 12/31/2021.
- Funding is contingent upon sponsors following the procedures contained in the "Procedures
 for Locally Administered Federal Aid Projects Manual". The manual describes the various
 processes and documentation required for local agencies to progress federally funded local
 transportation projects and can be found at https://www.dot.ny.gov/plafap.
 - State local agreements (SLAs) must be developed for funded projects. Local sponsors
 are required to first instance the project costs and will receive reimbursement from
 NYSDOT per the terms of the SLA.
 - All environmental processes contained in Chapter 7 of the "Procedures for Locally Administered Federal Aid Projects Manual" must be followed including those related to Section 106 (National Historic Preservation Act Compliance) and endangered species.
 - It is not expected that Right of Way (ROW) will be needed, however this funding can be used for small amounts of ROW acquisition in isolated cases. Chapter 7 of the "Procedures for Locally Administered Federal Aid Projects Manual" describes the procedures required to acquire right of way for a Federal-aid project.
- NYSDOT expects that many projects will be prepared by consultant engineering firms.
 Professional Engineers (PE) must sign all plan documents.

Eligible Improvements

Funding provided under this program may be used for projects that systemically implement
the basic treatment packages in the Pedestrian Safety Action Plan at uncontrolled
crosswalks. Basic treatments for uncontrolled crosswalks are listed below and discussed in
the Pedestrian Safety Action Plan on pages 48-56.

Basic treatments at uncontrolled crosswalks include:

- Hi visibility crosswalk markings (upgrade or replacement of existing markings)
- Retroreflective sign posts on pedestrian crossing signs (at a crosswalk and in advance of a crosswalk)
- Double posted (back to back) fluorescent yellow-green pedestrian crossing signs (MUTCD sign designations: W11-2, S1-1). The pedestrian on the sign should always face the crosswalk.
- Fluorescent yellow-green diagonal downward pointing arrow (MUTCD sign designation: W16-7P)

Basic treatments in advance of an uncontrolled crosswalk include:

- Fluorescent yellow-green pedestrian crossing signs (MUTCD sign designation: W11-2, S1-1)
- Fluorescent yellow-green ahead plaque (MUTCD sign designation: W16-9P)
- The following can be included as basic or enhanced treatments depending on the speed limit and the number of lanes. See PSAP pages 48-56 for more details.
 - Yield line (sharks teeth) pavement markings with advanced yield here to pedestrian sign (MUTCD sign designation: R1-5) at multilane midblock crossings
 - o Restrict Parking
- Funding provided under this program may be used for projects that systemically implement
 the enhanced treatments in the Pedestrian Safety Action Plan at uncontrolled crosswalks.
 Enhanced treatments for uncontrolled crosswalks are listed below and discussed in the
 Pedestrian Safety Action Plan on pages 48-56. A justification for enhanced treatments
 should be provided. The justification may include the results of a safety evaluation,
 engineering judgement, pedestrian crash experience and/or pedestrian exposure, identified
 community need and NYSDOT guidance.

Enhanced treatments at uncontrolled crosswalks include:

- In-street pedestrian crossing signs (MUTCD sign designation: R1-6)
- Rectangular Rapid Flashing Beacons (RRFB)
- HAWK Beacons
- Raised pedestrian median refuge, and/or corner islands and/or curb extensions
- Enhanced illumination at crossings

Special Note: Adding a 3-color traffic signal is shown as an enhanced treatment in the PSAP on page 50 however it is not fundable via this call for projects. A location that requires a 3-color signal could be considered for a conventional HSIP project justified with a B/C analysis or alternative funds could be used.

Funding provided under this program may be used for projects that systemically implement
the countermeasures that are identified on the Pedestrian Safety Action Plan for signalized
intersections. Eligible treatments at signalized intersections are listed below and found in
the Pedestrian Safety Action Plan on pages 57-58.

Fundable countermeasures at signalized intersections include:

- Retime traffic signals for proper pedestrian clearance time/intervals
- Retime traffic signals for better coordination (and bandwidth use)
- Install back plates with retro-reflective borders
- Upgrade existing pedestrian signals to include countdown indications
- Upgrade existing crosswalk markings to high visibility or add high visibility crosswalk markings at unmarked signalized locations
- Restrict parking
- Evaluate left turn phasing
- Install Accessible Pedestrian Signals (APS)
- Add a Leading Pedestrian Interval (LPI)/No Turn On Red LED & Accessible Pedestrian
 Signal
- Install a new pedestrian signal with countdown indications
- Add advance cross street name signs
- Add signal ahead signs
- Add Turning Vehicle Yield to Pedestrian Sign (MUTCD sign designation: R10-15)
- Add No Turn On Red Signs (standard or LED/blank-out) with optional plaques (MUTCD sign designations: R10-11, R10-30, NYR7-4P & NYR7-5P)
- Move regulatory signs overhead
- Curb Extensions & Pedestrian Refuge Medians and/or Corner Refuge Islands
- Enhanced illumination at crossings
- HSIP funding under this program may be used for design, construction and construction inspection. It is not expected that ROW will be needed, however this funding can be used for small amounts of ROW acquisition in isolated cases.
- All work must be compliant with the Manual on Uniform Traffic Control Devices (MUTCD) if applicable, and departmental guidance. See Appendix F – Countermeasure Resource List at https://www.dot.ny.gov/divisions/operating/osss/highway/psap which provides a cross reference between the eligible PSAP countermeasures and applicable reference documents.

Systemic Pedestrian Projects - Definition

 A systemic approach to safety involves <u>widely implemented improvements</u> based on highrisk roadway features correlated with specific severe crash types. ¹ Data analysis showed

¹ FHWA – A Systemic Approach to Safety – Using Risk to Drive Action

that crossing locations on local roads in urban areas are high-risk locations for pedestrians. Therefore, this program seeks to implement low cost, preventative pedestrian improvements at many local urban locations.

- As an illustration, the following list includes three examples of eligible systemic projects.
 - Adding pedestrian countdown timers at all or a percentage of the signalized intersections within a municipality.
 - Implementing an upgraded pavement marking and sign package at all or a percentage of uncontrolled crosswalks within a municipality. Include enhanced treatments such as RRFB's or raised refuge areas at several locations where the exposure is greatest.
 - Adding backplates on signals along one or more corridors or adding backplates at all signals within a municipality to increase signal conspicuity.
- As an illustration, the following list includes two examples of projects that are not systemic and would therefore not be eligible for funding under this program.
 - Intersection widening and the installation of turn lanes at a high crash location
 - Construction and/or rebuild of an outdated traffic signal

HSIP Funding

- \$40 million of HSIP funding is available to fund pedestrian safety projects on local and county roads consistent with the Pedestrian Safety Action Plan (PSAP).
- Eligible projects may be eligible for up to 100% funding.
- Project sponsors are responsible for cost overruns.
- These funds cannot be used to replace other fund sources in an existing project. They can be used to partially fund a project that implements eligible pedestrian improvements in a systemic manner.

ADA

The applicability of the Americans With Disabilities Act (ADA) guidelines to Pedestrian Safety Action Plan (PSAP) countermeasures is explained in detail in NYDOT's Traffic Safety & Mobility Instruction TSMI 17-02 which is available online here:

https://www.dot.ny.gov/divisions/operating/oom/transportation-systems/official-issuances

Generally, under the Highway Safety Improvement Program, only ADA activities directly resulting from an eligible PSAP project are reimbursable.

Schedule and Application Process

- Project sponsors must email a completed PSAP Application form and any supporting materials to the appropriate contact in their area no later than March 09, 2018. Examples of supporting materials include justification for enhanced treatments, backup for cost estimates, and location maps.
 - Applications for projects located within an MPO, should be emailed to the MPO contact identified in Appendix A PSAP Local Call Contact List which can be found at https://www.dot.ny.gov/divisions/operating/osss/highway/psap.
 - Applications for projects not located within an MPO, should be emailed to the NYSDOT Regional Planning contact identified in Appendix A - PSAP Local Call Contact List which can be found at https://www.dot.ny.gov/divisions/operating/osss/highway/psap.
- Late applications will not be considered for funding.
- The NYSDOT Main Office will host a webinar in late October or early November 2017 to answer sponsor/applicant questions. The webinar presentation materials and a question and answer document will be posted on NYSDOT's website following the webinar.
- Project sponsors/applicants should be notified of project decisions in late spring of 2018.

The following supporting materials will be available at https://www.dot.ny.gov/divisions/operating/osss/highway/psap

PSAP Local Call Guidance for Locals

PSAP Local Call Application

PSAP Local Call Letter template

Appendix A - PSAP Local Call Contact List

Appendix B - PSAP Local Call Application Instructions

Appendix C - PSAP Local Call Regional Project Summary Sheet

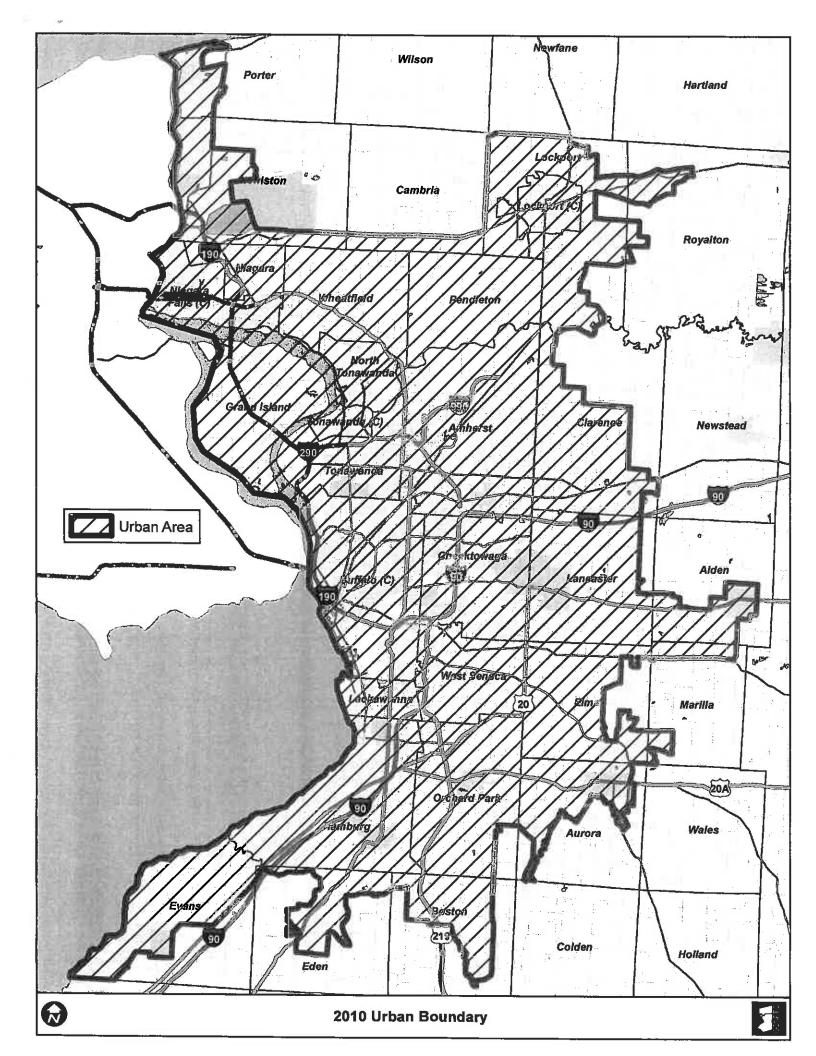
Appendix D - PSAP Focus Communities List

Appendix E - Urban Area List

Appendix F - PSAP Countermeasure Resource List

Appendix G - PSAP Local Call Question and Answer (Q&A)

Appendix H - Urban Area and MPO Maps by NYSDOT Region





OFFICE OF THE TOWN ATTORNEY

21 Central Avenue Lancaster, New York 14086 (716) 684-3342 Fax: (716) 681-7475 KEVIN E. LOFTUS, JR.

Town Attorney
kloftus@lancasterny.gov

Legal Assistant

October 23, 2017

Honorable Town Board Town of Lancaster 21 Central Avenue Lancaster, New York 14086 Planning Board Town of Lancaster 21 Central Avenue Lancaster, New York 14086

RE:

Rezone Delta Sonic GB to CMS

4817 Transit Road

Town of Lancaster, County of Erie

Dear Town Board and Planning Board Members:

Enclosed please find a SEQR response from the New York State Department of Environmental Conservation dated October 18, 2017 on the above-referenced project for your review.

Should you have any questions or concerns, please call me.

Very truly yours,

Kevin E. Loftus, Esq.

Town Attorney

KEL:lb

Enc. CC:

Supervisor

Town Clerk

Building Inspector Town Engineer



NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Environmental Permits, Region 9 270 Michigan Avenue, Buffalo, NY 14203-2915 P: (716) 851-7165 | F: (716) 851-7168 www.dec.ny.gov

October 18, 2017

Mr. Kevin Loftus Town of Lancaster 21 Central Avenue Lancaster, New York 14086 RECEIVED TOWN OF LANCASTER, N.Y.

OCT 2 1 2017

TOWN ATTORNEY

Dear Mr. Loftus,

SEQR Lead Agency Coordination Delta Sonic Carwash Rezoning 4817 Transit Rd Town of Lancaster

This is to acknowledge receipt of your September 20, 2017 notice which requested State Environmental Quality Review Act (SEQR) Lead Agency status for the above-noted project. The Department concurs that the Town of Lancaster should act as SEQR Lead Agency, since the environmental impacts of the proposal are primarily of local significance. However, please be advised of the following:

Since project activities will involve land disturbance of 1 acre or more, the project sponsor, owner or operator is required to obtain a State Pollutant Discharge Elimination System General Permit for Stormwater Discharges from Construction Activity (GP-0-15-002). This General Permit requires the project sponsor, owner or operator to control stormwater runoff according to a Stormwater Pollution Prevention Plan (SWPPP), which is to be prepared prior to filling a Notice of Intent (NOI) and prior to commencement of the project. More information on General Permit GP-0-15-002, as well as the NOI form, is available on the Department's website at www.dec.nv.gov/chemical/43133.html. Information on permitting requirements and preparation of a necessary Stormwater Pollution Prevention Plan (SWPPP) is available on the Department's website at www.dec.nv.gov/chemical/8468.html.

The Town of Lancaster is designated as an MS4 community. The project sponsor, owner or operator of a construction activity that is subject to the requirements of a regulated, traditional land use control MS4 shall have their SWPPP reviewed and accepted by the MS4 community. The "MS4 SWPPP Acceptance" form must be signed by the principle executive officer or ranking elected official from the MS4 community, or by a duly authorized representative of that person, and submitted along with the NOI, to the Department at NOTICE OF INTENT, NYSDEC, Bureau of Water Permits, 625 Broadway, 4th Floor, Albany, New York 12233-3505, telephone: 518/402-8111 to receive Department approval before construction commences.



Mr. Kevin Loftus October 18, 2017 Page 2

2. Hydric soils were identified within the proposed project site. The project sponsor should contact the United States Department of the Army, Corps of Engineers Office (COE), telephone: 716/879-4330, concerning COE regulatory jurisdiction to ensure that the project will not involve federally regulated wetlands or require any other approval from that agency. If Federal Wetlands are involved, the COE may require the project sponsor to obtain a Water Quality Certification from this Department.

If you have any other questions, please feel free to contact Ms. Kerri Pickard-DePriest of my staff or me at 716/851-7165.

David S. Denk

Sincerely,

Regional Permit Administrator

KPD

ecc: US Department of the Army Corps of Engineers, Buffalo District Office Mr. James Boglioli, Lancaster Peach LLC



OFFICE OF THE TOWN ATTORNEY

21 Central Avenue Lancaster, New York 14086 (716) 684-3342 Fax: (716) 681-7475 KEVIN E. LOFTUS, JR.

Town Attorney
kloftus@lancasterny.gov

Legal Assistant

October 23, 2017

Honorable Town Board Town of Lancaster 21 Central Avenue Lancaster, New York 14086 Planning Board Town of Lancaster 21 Central Avenue Lancaster, New York 14086

RE:

Rezone Delta Sonic GB to CMS

4817 Transit Road

Town of Lancaster, County of Erie

Dear Town Board and Planning Board Members:

Enclosed please find SEQR responses from Erie County Department of Health and Department of Environment and Planning, dated October 17 & 18, 2017 respectively on the above-referenced project for your review.

Should you have any questions or concerns, please call me.

Very truly yours,

Kevin E. Loftus, Esq.

Town Attorney

KEL:lb Enc.

CC:

Supervisor

Town Clerk

Building Inspector Town Engineer TOWN OF LANCASTER, NY

OCT 2 5 2017

DIANE M. TERRANOVA
TOWN CLERK



MARK C. POLONCARZ
COUNTY EXECUTIVE

RECEIVED

TOWN OF LANCASTER, N.Y.

OCT **2 1** 2017

TOWN ATTORNEY

GALE R. BURSTEIN, MD, MPH COMMISSIONER OF HEALTH

October 17, 2017

Kevin E. Loftus, Town Attorney Town of Lancaster 21 Central Avenue Lancaster, NY 14086

RE:

Designation of Lead Agency

Re-Zone of 4817 Transit Road SBL 126.01-1-6 Delta Sonic

(T) Lancaster

Dear Mr. Loftus:

Regarding your letter of September 19, 2017, the ECDOH has no objections to the Town of Lancaster being Lead Agency in regard to the above referenced project.

Please be advised that because the project includes a sanitary sewer connection, approval from ECDOH is likely required, depending on the design flows of the project. Approval of the sanitary sewer connection is required under our agreement with NYSDEC if the project's design flows are greater than 2500 gallons per day. Please make the applicant aware of this requirement.

If there are any questions, please contact me at 716-961-6832.

Sincerely,

Dolores M. Funke, PE

Associate Public Health Engineer Environmental Health Services

SITE PLAN OR ZONING REFERRAL TO COUNTY OF ERIE, NY AND REPLY TO MUNICIPALITY

Note: Please complete in triplicate. Send original and one copy (with attachments) to Erie County Division of Planning, Room 1053, 95 Franklin Street, Buffalo, N.Y. 14202.

Retain last copy for your files.

DO NOT WRITE IN THIS SPACE

Case No.: 2	R-17	5	8
n	alint	17	

The proposed action described herein is referred in accordance with the provisions of the General Municipal Law, which provides that if no reply is received in 30 days after receipt of full information including a SEQR EAF if applicable, the municipal agency may take final action without considering such reply. If, however, reply is received at any time prior to municipal Action, 5200 reply must be considered. OCT 21 2017 Description of Proposed Action TOWN ATTORNEY 1. Name of Municipality: Town of Lancaster 2. Hearing Schedule: Date 11/6/2017 Time 7:15 Location 21 Central Avenue, Lancaster 3. Action is before: Legislative Body **Board of Appeals** Planning Board 4. Action consists of: **New Ordinance** Rezone/Map Change Ordinance Amendment Site Plan Variance Special Use Permit Other 5. Location of Property: Entire Municipality Specific as follows 4817 Transit Road Lancaster, NY 14086 6. Referral required as State or County Municipal Boundary Farm Operation located in Site is within 500'of: Property/Institution an Agricultural District Expressway County Road Proposed State or County State Highway Road, Property, Building/ Institution, Drainageway 7. Proposed change or use: (be specific) Proposed Delta Sonic; from GB/MFR-4 to CMS/MFR-4 8. Other remarks: (ID#, SBL#, etc.) SBL# 126.01-1-6 9. Submitted by: Kevin E. Loftus, Town Attorney 9/20/2017 21 Central Avenue, Lancaster, New York 14086 Reply to Municipality by Erie County Division of Planning Receipt of the above-described proposed action is acknowledged on The Division herewith submits its review and reply under the provisions of applicable state and local law, based on the information submitted with this referral. 1. The proposed action is not subject to review under the law. 2. Form ZR-3, Comment on Proposed Action is attached hereto. The proposed action is subject to review; the Division makes the recommendation shown on 3. Ferm ZR-4, Recommendation on Proposed Action, which is attached hereto. No recommendation; proposed action has been reviewed and determined to be of local concern By the Division of Planning: Date:



OFFICE OF THE TOWN ATTORNEY

21 Central Avenue Lancaster, New York 14086 (716) 684-3342 Fax: (716) 681-7475 KEVIN E. LOFTUS, JR.

Town Attorney
kloftus@lancasterny.gov

Legal Assistant

October 23, 2017

Honorable Town Board Town of Lancaster 21 Central Avenue Lancaster, New York 14086

Planning Board Town of Lancaster 21 Central Avenue Lancaster, New York 14086

RE:

Town of Lancaster Highway Department

30 x 30 Salt Barn #6168 525 Pavement Road

Town of Lancaster, County of Erie

Dear Town Board and Planning Board Members:

Enclosed please find a SEQR response from Erie County Department of Public Works dated October 23, 2017 on the above-referenced project for your review.

Should you have any questions or concerns, please call me.

Very truly yours,

Kevin E. Loftus, Esq.

Town Attorney

KEL:lb Enc.

CC:

Supervisor

Town Clerk

Building Inspector Town Engineer





MARK C. POLONCARZ

COUNTY EXECUTIVE

WILLIAM E. GEARY, JR. COMMISSIONER

DEPARTMENT OF PUBLIC WORKS RATH BUILDING 14TH FLOOR

TELEPHONE:716.858.8300 FAX: 716.858.8228

October 23, 2017

Mr. Kevin Loftus, Town Attorney Town of Lancaster 21 Central Avenue Lancaster, NY 14086

Re: Lead A

Lead Agency Review

30 x 30 Salt Barn

525 Pavement Road (CR-139)
(T) of Lancaster, County of Erie

Dear Mr. Loftus:

This Department has received your request for Lead Agency for the above referenced project. Erie County Department of Public Works has no problem with the Town of Lancaster being Lead Agency for this project. This approval of Lead Agency is only from Erie County Department of Public Works and does not imply that other County Departments concur with this approval, as their response will be coming by separate letter.

Sincerely,

ERIE COUNTY DEPARTMENT OF PUBLIC WORKS

Garrett M. Hacker, P.E. Senior Civil Engineer

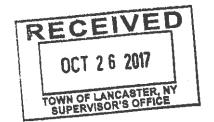
cc:

Charles A. Sickler, P.E., Deputy Commissioner

Wayne Scibor, P.E., Supervisor of Engineering

Patrick Baskerville, Senior Highway Maintenance Engineer

File: CR-139



493 Lake Avenue

Lancaster, New York 14086

October 25, 2017

681-9549

Town of Lancaster

21 Central Avenue

Lancaster, New York 14086

TC- FOR Comm.

Dear Supervisor Coleman and the Honorable Town Board,

This is to request re-appointment to the Town of Lancaster Planning Board for another term. It has been a challenge and a pleasure to serve on the board for approximately 20 years, and I would like to continue.

After I completed my Masters in Urban and Regional Planning degree at SUNY Buffalo in 1989, I asked former Councilmember Donna Stempniak if I could attend and observe some planning board meetings. She encouraged me to apply for a seat on the board when one became available. College courses studying Planning Theory, History, Management (and more) provided the foundation for the practical experience of serving on a local municipal board. And I hope to keep serving and learning.

In addition, now that I am retired from the New York State Department of Environmental Conservation I no longer have a conflict of interest when it comes to applying the knowledge and expertise gained there to local planning reviews.

Therefore I think I still have a lot to offer the Town of Lancaster and I would appreciate your consideration for another term.

Sincerely yours,

Rebecca J. Anderson

R. bracas J. Anderson

TOWN OF LANCASTER, NY

OCT 2 6 2017

DIANE M. TERRANDVA
TOWN CLERK



Daniel Amatura Highway Superintendent Tel (716)683-3426 Fax (716)685-0271

October 23, 2017

Honorable Town Board Town of Lancaster 21 Central Avenue Lancaster, NY 14086

Re: Park Crew Chief Position

Dear Town Board:

I would appreciate you support in sponsoring a resolution to appoint Michelle Barbaro to Parks Crew Chief effective November 6, 2017.

Should you have any questions regarding this matter please do not hesitate to contact me.

COMMUNICATIONS

TOWN OF LANCASTER HIGHWAY DEPARTMENT 525 PAVEMENT ROAD LANCASTER, NY 14086

TC-FOL COMM.
OK FOL DES.
1423/17 @

Daniel Amatura

Respectfully yours

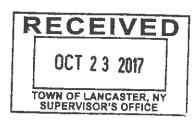
Highway Superintendent

Town of Lancaster

DA/kk

Cc:

Morgan Fay, Payroll Supervisor







TOWN OF LANCASTER HIGHWAY DEPARTMENT **525 PAVEMENT ROAD** LANCASTER, NY 14086

Daniel Amatura Highway Superintendent Tel (716)683-3426 Fax (716)685-0271

COMMUNICATIONS

TC - FOR COMM.

OK FOR RES.

10/56/17

October 24, 2017

Honorable Town Board 21 Central Avenue Lancaster, NY 14086

Re:

Michelle Barbaro leave of absence

Dear Honorable Town Board:

I would appreciate if the Town Board would sponsor a resolution approving Michelle Barbaro to take a leave of absence from her current position as clerk typist at the Highway Department as per Article 7.2 of the Town of Lancaster White Collar Unit Contract.

Should you require any further assistance, please do not hesitate to call me.

Respectfully yours,

Dániel Amatura

Highway Superintendent Town of Highway Lancaster

Cc:

Morgan Fay, Payroll Supervisor

RECEIVED OCT 26 2017 TOWN OF LANCASTER, NY SUPERVISOR'S OFFICE





TOWN PLANNING BOARD

2l Central Avenue LANCASTER, NEW YORK 14086

October 18, 2017

Planning Board Members:

Neil Connelly, Chairman

Rebecca Anderson Anthony Gorski Joseph Keefe

Lawrence Korzeniewski Kristin McCracken Melvin Szymanski

Town Board Members:

Johanna Coleman, Supervisor

John M. Abraham, Jr. Dawn Gaczewski Ronald Ruffino, Sr. Matthew Walter

Engineering Consultant:

Robert Harris, Wm. Schutt & Associates

Town Attorney:

Kevin E. Loftus

Town Highway Superintendent:

Daniel J. Amatura

Building & Zoning Inspector:

Matthew Fischione

Gentlemen/Ladies:

Enclosed is a draft copy of the minutes of a meeting of the Planning Board of Lancaster which was held October 18, 2017. Please review it for errors and completeness. These minutes will not become final until approved at a subsequent Planning Board meeting, and may be amended before approval.

Sincerely yours,

Neil R. Connelly

Planning Board Chairman

NRC:cm

Encl.



A meeting of the Planning Board of the Town of Lancaster, Erie County, New York was held at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York, on the 18th day of October 2017 at 7:00 P.M. and there were present:

PRESENT:

Neil Connelly, Chairman Rebecca Anderson, Member

Joseph Keefe, Member

Lawrence Korzeniewski, Member Kristin McCracken, Member Melvin Szymanski, Member

EXCUSED:

Anthony Gorski, Member

ABSENT:

None

ALSO PRESENT:

None

Town Board Members: John M. Abraham, Jr.

Other Elected Officials: None

Town Staff:

Robert Harris, Engineering Consultant-Wm. Schutt & Assoc.

Kevin Loftus, Town Attorney

Matthew Fischione, Code Enforcement Officer Cynthia Maciejewski, Recording Secretary

Meeting called to order by Chair Connelly at 7:00 P.M.

Pledge of Allegiance led by Robert Harris, Town Engineer.

Minutes - A motion was made by Rebecca Anderson to approve the minutes from the October 4, 2017 Planning Board Meeting. Motion seconded by Joseph Keefe and unanimously carried. This is Robert Harris's final Planning Board meeting for the Town of Lancaster. Chair Connelly and the members thanked Bob for his service to the Town and expertise over the years.

Town of Lancaster Planning Board Communications-October 18, 2017

10.18.01	SEQR response dated 10/05/17 from NYSDOT regarding Uniland rezone on Walden Ave.
10.18.02	FCC filing dated 10/04/17 regarding Up State Tower, 5393 William St.
10.18.03	MRC minutes from meeting of 10/02/17.
10.18.04	Notice of SEQR to be held 10/16/17.
10.18.05	Phone call from David Hangauer, President of Laurel Lake HOA, to Neil Connelly, PB Chair, on 10/13/17, regarding erosion controls at that site.
10.18.06	SEQR response dated 10/02/17 from NYSDEC regarding restoration of the Lancaster Historical Society Building.
10.18.07	MRC minutes from meeting of 10/16/17.

SKETCH PLAN REVIEW-PROJECT #5680, SIEBERT ROAD SUBDIVISION, LOCATED AT THE SOUTHEAST CORNER OF SIEBERT ROAD AND WILLIAM STREET, 10 LOT SINGLE FAMILY DEVELOPMENT.

Wes Stone of Bissell Stone Assoc. and Rick Robinson presented the 10 lot subdivision. The property is owned by Alan Siebert and he would like to sell off the land. Three of the lots are sold, with two homes occupied and the third is near completion.

<u>Engineering-</u>There is a tributary that runs behind Member Anderson's home and will be affected by the building of these lots if not properly engineered. Robert Harris has asked for no run off from these properties. This will mean that space needs to be found for Storm Water Retention. Detention area in the rear yards will need to be piped and drainage easements increased from 10' in width to 15'.

<u>Sidewalks</u>-A waiver will be requested for the installation of sidewalks by the applicant. This was not looked upon favorably by the Members and Councilman Abraham. This land is adjacent to the William Street school and sidewalks are necessary for the safety of pedestrians. Sidewalks in this area are intermittent and this may create a Town project to install sidewalks on lots that have existing homes

without sidewalks. Grant money should be applied for to assist with the cost of installing the sidewalks. Sidewalks are a part of the Town's Master Plan and allow walkability of the community. Sidewalks are installed when a home is built and must measure 5' in width. Sidewalks along William Street, which is a County road, will need to be addressed.

Lighting-Street lighting will be reviewed in this area to make sure that it is adequate for these homes.

DETERMINATION

Based on the information submitted to the Planning Board, a motion was made by Rebecca Anderson to recommend approval of the Sketch plan with the following conditions:

- 1. Engineering concerns and an improved drainage plan need to be addressed and submitted
- 2. Sidewalks are required on lots and is a requirement of the permit process.

Motion seconded by Lawrence Korzeniewski.

Roll call as follows:

Chairman Connelly-Yes

Rebecca Anderson-Yes

Anthony Gorski-Excused

Joseph Keefe-Yes

Motion carried

Lawrence Korzeniewski-Yes

Kristin McCracken-Yes

Melvin Szymanski-Yes

Other items discussed:

David Hangauer, President of Lorall Lake HOA, has reached out to Chair Connelly and Matt Fischione, CEO regarding a soil erosion problem. A site plan amendment is necessary for changes being made to the approved map cover. The water level has been increased and decreased in an attempt to rectify the problem. Currently test piping is being installed by some residents. Notifications and Stop Work Orders have been issued. It was suggested that the citations continue until a revised site plan is brought in front of the Planning Board. Bio retention could be implemented instead of tearing into yards with the hope that it will improve the situation. The HOA is concerned about the cost of a plan review but it is to their advantage to have a designed and approved site plan before starting work.

Jeff Palumbo contacted Councilman Abraham regarding Wreckmasters. Mr. Palumbo would like to be on the November 1st Planning Board agenda. The materials submitted for the project are incomplete. It is recommended that the applicant complete the submittal and then be placed on the agenda. If the information is incomplete the project will be tabled. The site plan was approved by the Planning Board contingent on additional information being submitted and the applicant returning to the Planning Board.

There will be a SEQR for Deep South Taco on November 6th. The next Master Plan meeting will be November 30th.

At 7:47p.m. a motion was made by Lawrence Korzeniewski with many thanks to Bob Harris and unanimously seconded to adjourn the meeting. Motion carried.



TOWN PLANNING BOARD

2l Central Avenue LANCASTER, NEW YORK 14086

MEMO

TO:

Honorable Town Board

Town of Lancaster

FROM:

The Town of Lancaster Planning Board

DATE:

October 18, 2017

RE:

Siebert Road Subdivision

PROJECT#:

5680

LOCATION:

Southeast corner of William St. and Siebert Rd.

TYPE:

Sketch Plan

RECOMMENDATION:

Approval

Roll call vote:

Chair Connelly-Yes

Rebecca Anderson-Yes

Anthony Gorski-Excused

Lawrence Korzeniewski-Yes

Kristin McCracken-Yes

Melvin Szymanski-Yes

Joseph Keefe-Yes

CONDITIONS:

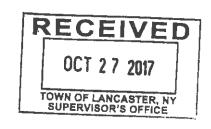
Engineering concerns and an improved drainage plan need to be addressed and

Sidewalks are required on lots and is a requirement of the permit process.

COMMENTS:

None







August 8, 2017

TC-FOR DOMM
OK FOR DES.

(PE) 10/27/17

Re: Lease agreement and self-insurance notice

Greetings:

Attached please find a lease agreement between your organization and the Erie County Board of Elections as well as a self-insurance notice.

Please read the lease, complete the appropriate sections, and return to our office in the envelope provided.

If you should have any questions, please contact our office at 858-7830. Thank you for your prompt attention to this matter.

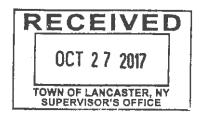
Very truly yours,

Ze m 1002

Ralph M. Mohr Commissioner

Jeremy J. Zellner Commissioner

RECEIVED TOWN OF LANCASTER, NY OCT 2 7 2017 DIANE M. TERRANOVA TOWN CLERK





MICHAEL A. SIRAGUSA COUNTY ATTORNEY

MARK C. POLONCARZ

COUNTY EXECUTIVE

MICHELLE M. PARKER
FIRST ASSISTANT COUNTY ATTORNEY

JEREMY C. TOTH
SECOND ASSISTANT COUNTY ATTORNEY

DEPARTMENT OF LAW

June 13, 2017

RE: Self-Insurance 2017 Polling Places

To Whom It May Concern:

Please be advised that the County of Erie has a program of Risk Management Self Insurance for Automobile Liability, General Liability, Medical Malpractice and Workers' Compensation coverage. The Erie County Legislature annually appropriates funds for the payment of losses and provides a program of loss prevention and employee safety and health training with regard to its participation in authorized activities.

In the event of any accident, personal injury or incident, the County requires that its Claims Office be notified immediately by calling (716) 858-2200 or writing to this office in care of the Law Department, 95 Franklin Street, Room 1634, Buffalo, New York 14202.

Under no circumstances is it to be presumed that the County of Erie will assume any liability merely as the result of being notified of an incident, nor is this letter intended to be evidence of the existence of "insurance coverage" for the County for any particular incident and is subject to annual renewal or renotification. Also, for your information, the County is a tax-exempt entity.

If there are any questions regarding the County's Program of Risk Management Self Insurance, please refer them directly to the Claims Office.

Thank you.

Very truly yours.

MICHAEL A. SIRAGUSA

Eric County Attorney

Martin A. Polowy

Assistant County Attorney

MAP/jls



Daniel Amatura Highway Superintendent Tel (716)683-3426 Fax (716)685-0271

October 25, 2017

David Brown
Director of Communications
21 Central Avenue
Lancaster, NY 14086

Re:

Work Performed By Other Town Departments

Dear David Brown:

On Friday, October 20, 2017 I sent you an email regarding work performed by the Highway Department in other Departments. At that time we requested the work being done for the Recreation Department not to be taken out of the Highway Budget. We have a detailed report attached showing all work that was performed for the Parks and Recreation Department as of today for 2017. Initially last year we also sent a detailed report of work performed totaling \$94,550.59 (copy attached) and you advised us that it would be done different next year. We contacted the Payroll Supervisor numerous times at the beginning of this year and we requested that she add the appropriate lines to the Highway payroll to divert these funds. After numerous requests this was never set up. Therefore, here we are again at the end of the year with \$103,836.64 as of today. We also followed up our correspondence with a copy of the Town Highway Superintendent's Association of Town's Law book, Article 3 "Work performed for other Town Departments", Section 4-7, Page 175 which states the State Comptroller's Office has opined the additional duties that are appropriate providing the duties are consistent with law. We are attaching a copy of this article in which it states work done for other departments should be funded by the appropriate general or district funds and therefore I am asking for these expenses to be appropriated properly.

If you have any questions, please do not hesitate to call me.

Respectfully yours,

Daniel Amatura Highway Superintendent

Town of Highway Lancaster

DA/kak Attachments

Cc:

Johanna Coleman, Town Supervisor Kevin Loftus, Town Attorney Diane Terranova, Town Clerk



COMMUNICATIONS

TC FOR COMM

LETTER ONLY PER HUY SUPT.

RECEIVED

OCT 27 2017

TOWN OF LANCASTER, NY
SUPERVISOR'S OFFICE





Town of Lancaster

OCT 27 237

RECEIVED TOWN OF LANCASTER, NY

DIANE M. TEADANOVA

JOHANNA M. COLEMAN

Supervisor

OFFICE OF THE SUPERVISOR

21 Central Avenue Lancaster, New York 14086 (716) 683-1610 Fax: (716) 683-0512

October 27, 2017

Dan Amatura Highway Superintendent Town of Lancaster 525 Pavement Rd Lancaster, NY 14086 TC-FOR Comm

Re: Work Performed by the Highway Department for Other Town Departments

Dan,

Thanks for your recent correspondence where you claim to have accumulated \$103,836.64 in Highway Fund expenditures on behalf of other departments in 2017. You have provided a reference to NYS State Comptroller's opinion 81-345 (attached to this email) via a copy of page 175 of an unnamed Association of Towns publication that deals with the Highway Superintendent performing work for other town departments and the other town departments reimbursing the highway fund for same. As I read opinion 81-345, "a town board can require the highway superintendent to perform work for the recreation department, and after completing such work, the highway superintendent may submit an itemized bill for reimbursement to the town board which shall then make appropriate charges against the general fund and credit such moneys to the highway fund." I don't believe that anything in that opinion gives me or the Payroll Supervisor the authority to do what you have asked us to do, which is to charge work performed by the highway department to the recreation department. Nor do I think that the memorandum of agreement between you and the town (signed May 5, 2015 and enclosed) authorizes you or your crews to perform work for the Department of Parks, Recreation and Forestry. Again, as I read that memorandum, it authorizes and requires you to provide general supervisory authority over the Department's operations which in my opinion, is not the same as you having the Highway Department's crews perform work for the Recreation Department.

In any event, I am not aware of any town board resolution wherein the town board has required you and your crews to perform work for the recreation department for 2017. Please provide me a copy of such a resolution if one exists. If none exists, and if the town board retroactively directs you to perform work for the recreation (and other departments) by town board resolution, we will gladly process a request to reimburse the highway fund for same. Be advised that it may be necessary to formally amend or adjust the town's 2017 adopted budget if the amount of reimbursement requested exceeds available appropriations in the general fund. I can prepare such an adjustment if the town board directs me to.

Also, if you intend to continue to provide services for the Department of Parks, Recreation and Forestry next year, it would seem to make sense that the 2018 preliminary budget be adjusted accordingly prior to adoption since, to the best of my knowledge, no provision has been made so far. To that end, please provide an estimate of the charges you expect to be reimbursed for in 2018 from the recreation and/or

other town departments. In that regard, time is of the essence since as I understand it, the board is likely to adopt the 2018 budget on November 6, 2017.

By copy of this letter, I request the town attorney to review NYS Comptroller opinion 81-345 and any other relevant opinions or laws pertaining to this subject and the May 2015 MOA between you and the town and to advise me, you and the Town Board if my interpretation of them is off base.

Let me know if there's anything I can do to assist in resolving this matter as expeditiously as possible since we are quickly approaching the end of 2017.

Director of Administration and Finance

Enclosures

Cc:

Kevin Loftus, Town Attorney

✓ Diane Terranova, Town Clerk (for Town Board Agenda/Communications)

Town Board Members

Appendix L - NYS Comptroller Opinions: Town Highway Superintendent - Additional Duties

Opn No. 81-345

STREETS AND EXIGHWAYS—Highway Fund (credits to where highway employees perform work for other town departments)

SUPERINTENDENT OF HIGHWAYS—Powers and duties (assignment of additional duties)

TOWN LAW, §§ 32(1), 113(1); KIGHWAY LAW, § 140(17): A town hoard may require a highway superintendent to perform work for the repression department and, after completing such work, the superintendent may submit an itemized bill for reimbursement to the town board which shall then make appropriate charges against the general fund and credit such moneys to the highway fund.

We have received an inquiry requesting our opinion as to whether a town superintendent of highways who performs work for the town recreation department at the direction of the town board, may authorize payment for materials and lahor from highway department funds and then submit an itemized bill to the town board for reimbursement from the general fund.

Section \$2(1) of the Town Law provides that the town superintendent of high-ways shall have such duties as are imposed on him by law and such further duties as the town board may determine which are not inconsistent with law. Since it would be a proper town purpose to perform work for a town recreation department, the town board may direct the superintendent to perform such work and charge the cost back against the recreation department (Opns St Comp. 1978, No. 78-712, unreported). This may be accomplished by having the superintendent present an itemized bill to the town board for the cost of the labor and materials once the work is finished. Th town board may then charge these costs against the appropriate item in the general fund and credit these moneys to the highway fund (24 Opns St Comp, 1968, p 408).

Therefore, it is the opinion of this Department that a town board may require a highway superintendent to perform work for the recreation department and, after completing such work, the superintendent may submit an itemized bill for reimbursement to the town board which shall then make appropriate charges against the general fund and credit such moneys to the highway fund.

October 13, 1981 Mr. Drew A. Outhouse, Highway Superintendent Town of North Salem



MEMORANDUM OF AGREEMENT

This Memorandum of Agreement ("Agreement") is by and between the Town of Lancaster, New York ("Town") and Town Highway Superintendent Daniel J. Amatura ("Mr. Amatura"). The Town and Mr. Amatura may be collectively referred to herein as the "Parties."

WHEREAS, the Town maintains a Department of Parks, Recreation and Forestry (the "Department"); and

WHEREAS, operational supervision of the Department was exercised for many years by a General Crew Chief; and

WHEREAS, the General Crew Chief positon is currently vacant; and

WHEREAS, Mr. Amatura has indicated a willingness to exercise operational oversight over the Department, in addition to his duties as Highway Superintendent; and

WHEREAS, the Town Board has considered this matter, and has determined to reorganize the supervisory structure in the Department by appointing Mr. Amatura to exercise general operational oversight, and by other restructuring to ensure effective oversight of the Department; and

WHEREAS, the Town Board believes that this supervisory restructuring within the Department will result in greater operational effectiveness and will achieve cost savings;

NOW, THEREFORE, THE PARTIES HEREBY AGREE AS FOLLOWS:

1. Mr. Amatura shall be authorized and required to exercise general supervisory authority over the Department's operations, and shall devote sufficient time and attention to that task to ensure that the Department functions smoothly and effectively. It is anticipated that Mr. Amatura shall primarily delegate day-to-day administration of the Department to Mark Lubera, who will be appointed by the Town Board to the position of Park Crew Chief.

- 2. Mr. Amatura shall be subject to the ultimate oversight of the Town Board with respect to the duties set forth in this Agreement, and in that regard shall be subject to direction by either the Town Board acting by resolution, or by the Town Supervisor.
- 3. Mr. Amatura agrees at all times to perform his duties hereunder in accordance with applicable laws, rules, and regulations, and in compliance with the policies of the Town.
- 4. Mr. Amatura shall receive an annual stipend of \$5,000 for his acceptance of the additional duties set forth herein, which shall be in addition to his current compensation as Highway Superintendent and which shall be paid in equal installments, subject to customary and required withholdings, pursuant to the Town's payroll procedures. This stipend amount shall be pro-rated for any partial year of service by Mr. Amatura under this Agreement.
- 5. All part-time, full-time, seasonal and other appointments in the Department shall remain subject to the Town Board's discretion and approval, and Mr. Amatura understands and agrees that his appointment authority with respect to certain Highway Department positions under the New York Town Law and Highway Law shall not apply to appointments within the Department. Similarly, all procurement of goods and services on behalf of the Department shall remain subject to the Town Board's discretion and approval.
- 6. This Agreement may be terminated by either the Town or Mr. Amatura upon thirty (30) days' prior written notice to the other.
- 7. This Agreement shall be interpreted and applied consistent with the laws of New York State.
- 8. This Agreement represents the entire understanding and agreement between the Parties hereto with respect to the subject matter hereof. No provision of this Agreement may be amended, supplemented, changed, or waived, except by a written instrument signed by both Parties. The waiver by any party hereto of a breach of any provision of this Agreement shall not operate or be construed as a further or continuing waiver of such breach or as a waiver of any other or subsequent breach.

- 9. The invalidity or unenforceability of any provision of this Agreement shall not affect the validity or enforceability of the remaining provisions of this Agreement, and this Agreement shall be construed in all respects as if such invalid or unenforceable provision were omitted, unless the omission of such invalid or unenforceable provision substantially impairs the benefit of the remaining portions of this Agreement to either party. All provisions of this Agreement shall be enforced to the full extent permitted by law.
 - 10. This Agreement shall not be assigned by either the Town or Mr. Amatura.
- 11. Nothing in this Agreement is intended or should be construed to interfere with or impair Mr. Amatura's exercise of his statutory duties and responsibilities as Highway Superintendent.
- 12. This Agreement shall be subject to approval by resolution of the Town Board of the Town of Lancaster, and shall become effective upon such approval.

FOR THE TOWN:

Supervisor

Date: *

MR. AMATURA:

Date

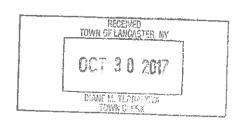
B. Rentals paid by the town shall not be applicable toward the purchase of machinery or equipment so rented except if pursuant to an installment purchase contract under General Municipal Law \$109-b (Highway Law \$143).

ARTICLE III

Work Performed for Other Town Departments

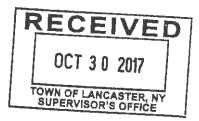
§ 4-7. Work performed for other town departments.

The town board may assign additional duties to the superintendent of highways (Town Law, \$32). The State Comptroller's Office has opined that additional duties are appropriate, providing that the duties are consistent with law, do not interfere with the ability of the superintendent to perform his or her statutory duties and are within the general scope of the superintendent's statutory duties (Op. St. Comp. No. 68 134). The State Comptroller's Office has also opined that the highway fund may be used only for work performed for the care and maintenance of highways and bridges, and therefore, any work performed for other town departments, improvement districts or town property must be funded by the appropriate general or district fund account (Op. St. Comp. Nos. 81-345; 84-60). Common examples of additional duties included: performing work for the parks and recreation department, cemetery maintenance, solid waste management, off-highway drainage work, plowing town-owned or leased parking lots, brush and bulk waste residential pickup and additional paperwork and reporting,



Lancaster Senior Center Lancaster Seniors 100 Oxford Lancaster, New York

Lancaster Town Hall C/o Town Supervisor Johanna Coleman 21 Central Ave. Lancaster, New York 14086



TC-FOR COMM.

Dear Johanna Coleman,

We are writing this letter on behalf of the Lancaster Seniors to inform you of the wonderful job Mary Beth Gianni has been doing as the interim Senior Center Director.

Marybeth has proven to work tirelessly in her effort to provide the best services and programs for the senior population she serves. She is truly an asset to the Lancaster Community.

Thank you

Lancaster Seniors

Rose Clericis

Physics Therework for Malkacethe

Rose Clericis

Physics Thereworks Sanbande harmbus

Merry Genetarish

Garan John

Vi Senura

Planta Toyek

Roser Marinin Kalinowski

Smorthy Steger Phyllin Diebinson Vivion Bates Jack Z. Hodgkiss Byen Soo Jage Striegel Marsha Boas Elif Thigh megan Theproh Jonda Roberson art P Laura Phol



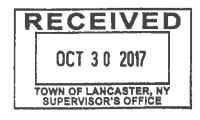
Lancaster Police Department

Criminal Justice Building
Lancaster Town Center – 525 Pavement Road
Lancaster, New York 14086

Phone: 716-683-2800



October 30, 2017



TC-FOR Comm

Supervisor Johanna M. Coleman,

Please let this serve as notice of my intention to retire from the Lancaster Police Department effective January 25, 2018. Please see the attached copy of my NYSLRS application for service retirement which was mailed today.

It has been an honor to serve my lifelong community in this capacity. I wish you all the best.

Thank you.

Sincerely,

Erin R. Myers

TOWN OF LANCASTER, MY

OCT 3 11 2017

DANIE M. TECHNI MANA.
TOWN ILL MAN.

CC Chief Gerald J. Gill Jr.
Town Clerk Diane Terranova



TOWN OF LANCASTER HIGHWAY DEPARTMENT 525 PAVEMENT ROAD LANCASTER, NY 14086

Daniel Amatura Highway Superintendent Tel (716)683-3426 Fax (716)685-0271 TC-FOR COMM

OK FOR LES.

COMMUNICATIONS

10/31/17 De

October 27, 2017

Honorable Town Board 21 Central Avenue Lancaster, NY 14086

Lancaster, NY 14086

Re:

New and Unused 2018 Ford Transit 250 Low Roof Cargo Van with Trade

OCT 3 1 2017

TOWN OF LANCASTER, NY SUPERVISOR'S OFFICE

Dear Honorable Town Board:

I respectfully request that the Town Board authorize publication of a bid for a one new and unused 2018 Ford Transit 250 Low Roof Long Cargo Van with trade of our 2013 Ford Escape SE VIN #1FMCU9G96DUB16422 with approximately 80,000 miles. We would like advertising to begin on November 9, 2017 and bids to be opened up at 10:00 am on Monday, November 27, 2017. This New and Unused 2018 Ford Transit 250 Low Roof Long Cargo Van will be paid for out of the Highway Equipment Bond authorized May 15, 2017.

If you have any further questions, please do not hesitate to contact me.

Respectfully yours.

Daniel Amatura

Highway Superintendent

Town of Lancaster

DA/kak Attachments

Cc:

Dave Brown, Director of Administration Johanna Coleman, Town Supervisor Kevin Loftus, Town Attorney Diane Terranova, Town Clerk TOWN OF LANGASTER, NY

CCT 3 1 2017

DIANE M. TERRANOVA
TOWN CLERK

TOWN OF LANCASTER, NEW YORK

SPECIFICATIONS

FOR

2018 FORD TRANSIT 250 LOW ROOF LONG CARGO VAN WITH TRADE, AS SPECIFIED

NOTICE TO BIDDERS:

Sealed bids will be received by the Town Clerk of the Town of Lancaster, or his designee, at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York, until 10:00 o'clock AM, local time, on Monday, November 27, 2017 furnishing to the Town of Lancaster, the following equipment:

2018 FORD TRANSIT 250 LOW ROOF LONG CARGO VAN WITH TRADE, AS SPECIFIED

GENERAL SPECIFICATIONS:

TAX:

No federal, state, county, or local taxes are to be included in the purchase price. Purchases by the Town of Lancaster are exempt from these taxes.

PRICE:

Price shall be net, F.O.B. point of delivery, Town Highway Department Garage, 525 Pavement Road, Lancaster, New York 14086.

INFORMATION TO BE FURNISHED WITH BID:

Bidder must submit with his bid detailed specifications, circulars, and all other necessary data on the equipment he proposes to furnish.

INFORMATION TO BE FUNISHED BY SUCCESSFUL BIDDER:

The successful bidder, at time of delivery, must provide to the Town of Lancaster, a resume of specific specifications applicable solely to the equipment being delivered.

REJECTION OF BIDS:

The town Board of the Town of Lancaster reserves the right to reject any or all bids and to waive any informalities.

QUALIFICATION OF BIDDERS:

No bid will be considered unless the firm submitting the bid is representative of a manufacturer who can meet the following conditions:

- 1) That is has in operation, a factory adequate for and devoted to the manufacture of the equipment, which it proposes to furnish.
- 2) That is has in operation, and has had at least twelve (12) months prior to the time of bid opening, a service facility within a reasonable distance of the using agency equipped with spare parts, which can be delivered and installed within twenty-four (24) hours.
- That there are at least twenty-five (25) units of the type and size bid upon which have been in satisfactory operation for a period of one (1) year.

WITHDRAWAL OF BID:

No bidder may withdraw his bid within sixty (60) days after the opening thereof, but may withdraw at any time prior to the opening thereof.

BID SECURITY:

A certified check or bid bond, in an amount representing five percent (5%) of the "Gross Bid", to the Supervisor of the Town of Lancaster, shall accompany each bid.

DELIVERTY DATE:

Delivery date is to be not more than one hundred twenty (120) days from date of delivery of vehicle to installation facility. Bidder to state exception if any. \$100.00 per day fine if not on time.

DELIVERY PLACE:

The equipment is to be delivered complete as per specifications to the Town of Lancaster Highway Department Garage, 525 Pavement Road, Lancaster, New York 14086.

ADDRESSING BIDS:

All bids shall be submitted in sealed envelopes, plainly marked "2018 FORD TRANSIT 250 LOW ROOF LONG CARGO VAN WITH TRADE", AS SPECIFIED and addressed to:

Diane Terranova, Town Clerk Town of Lancaster 21 Central Avenue Lancaster, New York 14086

BID FORM:

The "Bid Form" and "Specification Resume Form" (see attached sheets) must be filled out completely and accompany any and all bids. Failure to complete these forms shall be reason for disqualification.

TRADE-IN:

The following equipment is to be taken as trade and is to be figured in the bid showing the allowance toward the purchase of the new vehicle:

2013 Ford Escape SE, VIN #1FMCU9G96DUB16422

THE TOWN BOARD RESERVES THE RIGHT TO RETAIN THE AFORESAID EQUIPMENT RATHER THAN TRADE IT IN AND AWARD THE CONTRACT UPON THE BASIS OF THE "GROSS BID WITHOUT TRADE" RATHER THAN THE "NET BID WITH TRADE". SUCCESSFUL BIDDER WILL BE REQUIRED TO TAKE IN TRADE ONLY THE NUMBER OF VEHICLES IDENTICAL TO THE NUMBER OF NEW VEHICLES THAT BIDDER IS PROVIDING TO THE TOWN

WARRANTY:

The successful bidder shall provide a full one (1) year warranty from date of delivery, or manufacturers standard warranty, whichever is greater. The warranty period shall not limit operating hours.

NON-COLLUSIVE BIDDING CERTIFICATE:

Each bid or proposal shall contain a Non-Collusive Bidding Certificate in accordance with Section 103-d of the General Municipal Law.

IMMUNITY WAIVER:

"The vendor hereby agrees, pursuant to the provisions of Section 103-a of the General Municipal Law, which requires that upon refusal of a person when called before a grand jury, head of a state department, temporary state commission or other state agency, the organized crime task force in the department of law, head of a city department, or other city agency, which is empowered to compel the attendance of witnesses and examine them under oath to testify in an investigation concerning any transaction or contract had with the state, any political subdivision thereof, public authority or with any public department, agency or official of the state or of any political subdivision thereof or of a public authority, to sign a waiver of immunity against subsequent criminal prosecution or to answer any relevant question concerning such transaction or contract".

a) Such person, and any firm, partnership or corporation of which he is a member, partner, director or officer shall be disqualified from thereafter selling to or submitting bids to or receiving awards from thereafter selling to or submitting bids to or receiving awards from or entering into any contracts with any municipal corporation or fire district, or any public department, agency or official thereof, for goods, work or services, for a period of five years after such refusal, and to provide also that

Any and all contracts made with any municipal corporation or any public department, agency or official thereof on or after the first day of July, 1959, or with any fire district or any agency or official thereof on or after the first day of September, 1960, by such person, and by any firm, partnership or corporation of which he is a member, partner, director or officer may be canceled or terminated by the municipal corporation or fire district without incurring any penalty or damages on account of such cancellation or termination, by any monies owing by the municipal corporation or fire district for goods delivered or work done prior to the cancellation of termination shall be paid."

EXTENSION OF CONTRACT

Bidder acknowledges that this bid may be extended to other municipalities, qualifying agencies or political subdivision as set forth under New York State General Municipal Law section (103), subdivision (3) section (1).

NAME OF BIDDER:	
ADDRESS OF BIDDER:	
We, the undersigned, agree to furnish Lancaster, New York:	
2018 FORD TRANSIT 250 LOW ROO	OF LONG CARGO VAN
FOR THE TOTAL SUM OF:	\$
TRADE-IN ALLOWANCE:	
We agree to allow the following specified trade-	in allowance for
2013 Ford Escape SE, VIN #1FMCU9G96DU	B16422
	\$
TOTAL CO	OST TO TOWN OF LANCASTER
TOTAL CO	10 TO MIN OF LANCASIEK

A certified check or bid bond, in an amount representing five percent (5%) of the "Gross Bid" payable to the Supervisor of the Town of Lancaster is enclosed.

Attached, hereto, and separately executed is the Non-Collusive Bidding Certificate of the undersigned, and the Manufacturer's specifications.

We will deliver the vehicles within the time frame specified in the "Delivery Date" portion of the Specifications.

We understand that the Town Board reserves the right to retain any or all of the aforesaid "Trade-in" equipment rather than trade in.

Date this	day of	
	, 2017	
		(Name of Bidder)
SEAL	Signed	
OF CORPORATION		(Authorized Representative)

NON-COLLUSIVE BIDDING CERTIFICATION

By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in case of a joint bid, each party thereto certifies as to its own organization, under penalty of perjury, that to the best of his knowledge and belief:

- 1) The prices in this bid have been arrived at independently without collusion, consultation, communication or agreement, for the purpose of restricting competition, as to any matter relating to such prices with any other bidder or with any competitor.
- 2) Unless otherwise required by law, the prices which have been quoted in this bid have not been knowingly disclosed by the bidder and will not knowingly be disclosed by the bidder prior to opening, directly or indirectly, to any other bidder or to any competitor, and
- 3) No attempt has been made or will be made by the bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.

Name of Bidder		 	
Signed	_		

TOWN OF LANCASTER HIGHWAY DEPARTMENT SPECIFICATIONS FOR A NEW & UNUSED 2018 FORD TRANSIT 250 LOW ROOF LONG CARGO VAN

1 3.5 Liter Ecoboost Engline 2 6 Speed Automatic Transmissiom 3 3.73 Limited Slip Rear Axie 4 Color Shall Be Blue Jeans 5 Heavy Duty Trailer Tow Package 6 Trailer Brake Controller 7 Exterior Upgrade Package 8 Cargo Van Interior Upgrade Package 9 Sliding Passenger-Side Cargo Door 10 Rear Window Defroster 11 Wheel Well Liners 12 Running Boards 13 Spare Tire & Wheel 15 Dual Heavy Duty Batteries 16 Heavy Duty Alternator 17 Fixed Rear Door Glass & Fixed Passenger Side Door Glass 18 Short Arm Power Mirrors 19 235/65R16 AT Tires 20 Power Inverter - 12V to 110V 21 High Capacity Upfitter Switches 22 Four High Intensity LED Amber Flashers To Be Installed At The Front & Rear Corners Wired To The Upfitter Switches 23 Kargo Master Pro III Ladder Rack Installed 24 Adrian Steel Interior Package Item #4318TL148 Installed 25 Backup Camera 26 4 Ignition Keys 27 Full Manufacturer's Warranty]	;		YES	ON	DEVIATION
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Trade Information
2013 Ford Escape SE / VIN 1FMCU9G96DUB16422 / Unit 68
2.0 Liter Ecoboost Engine
All Wheel Drive
Approximately 80,000 Miles
Good Condition

TO VIEW TRADE FOR APPRAISAL, CONTACT THE LANCASTER HIGHWAY DEPARTMENT AT 716-683-3426 MONDAY - FRIDAY BETWEEN 7 AM & 3PM.
525 PAVEMENT ROAD
LANCASTER, NY 14086

To: Johanna Coleman, and Town Board Members

10/31/2017

From: William R Buchholz

RE: Bryce Buchholz BMX Park

COPY TO: D. BROWN &

I would like to thank each and everyone of you for the continued support that you have given us. As we begin to move into the final stages of Phase 2, I would like to work with the Town of Lancaster, much like we did for phase 1.

Phase 2 will be an about a 100 k expansion to the existing BMX Park. We are planning on using the same company for Phase 2 as we did for Phase 1; California Skate Park.

We are asking for the Bryce Buchholz Fund Inc to work in agreement with the Town of Lancaster to complete Phase 2.

Thank You,

William & Suchlaf
William R Buchholz

President

DIANE M. TEPRANOVA
TOWN LERK

Justice Court of the Town of Lancaster 525 Pavement Road

NOV 0 1 2017

TOWN OF LANCASTER, NY
SUPERVISOR'S OFFICE

Lancaster, New York 14086
Phone: 716-683-1814, Fax - 685-5313

October 31, 2017

TC-FOR COMM OK FOR RES. (8) 4/17

Johanna M. Coleman, Supervisor Lancaster Town Board 21 Central Avenue Lancaster, NY 14086

Dear Supervisor Coleman & Board Members:

Re: Request for Resolution

This letter is to request a resolution be prepared for the Board meeting on November 6th to hire Andrew Niescier, _____ Lancaster, NY 14086, as a Substitute Part Time Court Officer. He was canvassed and selected from the current civil service list

His starting salary would be \$14.47 per hour, and he would start on November 8th.

Thank you for your co-operation in preparing this resolution.

Very truly yours,

Town Justice

RECEIVED
TOWN OF LANCASTER, NY

LOV (1 2017)

DIANE M. TERRANOVA
TOWN CLERK

The Honorable Town Board Town of Lancaster 21 Central Avenue Lancaster, New York 14086

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Respectfully, I submit my report for the month(s) of Later, 2017.

Summary:

359 Complaints or calls received

Euthanasias

Redeemed by owner

Strays seized Surrendered

Dead dogs disposed of

38 Court actions

Follow-up (Delinquent Licenses)

1,845 Miles patrolled and driven

Total dogs picked up

Respectfully yours,

Dog Control Officer

TOWN OF LARKASTER MY

NOV 0 1 2017

DIAME M. TERRAMOVA 1
TOWN CLERK

Month of Oct

MUNICIPAL SHELTER AND/OR DCO DOG CONTROL RECORD

Town
City of ____
Village
County of N.Y.

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* SEIZURE CODE:

7. Court Order 8. Other

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 Dangerous Dog (Sec. 119 & 121 A & M Law)

Violation Deer Quarantine (Sec. 119 A & M Law)
 Violation Night Quarantine (Sec. 119 A & M Law)
 Violation Local Law

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Month of

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					JOAN LENTHAL AVE.	Date, Time and Location of Seizure
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* SEIZURE CODE:

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^{1.} Unidentified (Sec. 119 A & M Law)
2. Unlicensed (Sec. 119 A & M Law)

^{3.} Dangerous Dog (Sec. 119 & 121 A & M Law)

Violation Deer Quarantine (Sec. 119 Å & M Law)
 Violation Night Quarantine (Sec. 119 Å & M Law)
 Violation Local Law

^{7.} Court Order 8. Other:

Lancaster

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Lancaster

OFF	TCER'S:	DAT	E:, 20
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10-5-17	POISAN	CLARD Brook Dr.	+ +Alkal to
	Dia	Good Andrews	neighbor
TIME			
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0 000		,	
			¥!·
DISPATCH?	COMPLAINANT	COMPLAINT INFORMATION	OUTCOME
10-5-17	Dog at	Crush Wood Dr.	+ DUNER C
•	J		1.04 Whil
TIME	NARAL.		DOB AT H
X: YDAN	0		- Dng Not LS
V			July NOT YELL
DISTRATION OF THE	661601 A 501 A 500		
DISPATCH?	COMPLAINANT	COMPLAINT INFORMATION	OUTCOME
10-9-17	Dog	LAKE AVE	- DOA PLACET
TIME	SUCKENAGEN		
4:06 KW	THE PROPERTY OF		
J. W. All			
DISPATCH?	COMPLAINANT	COMMANDER	
		COMPLAINT INFORMATION	OUTCOME
10-9-17	D045	Willsor Rione	+ DOUS ROBT
	ATJ.	J	DUNDED
TIME	LADMe_		7
4155 AM			+5 day No:
			ISSISED
DISPATCH?	COMPLAINANT	COMPLAINT INFORMATION	OTTO OTTO
10-8-17	VISSING	/	OUTCOME
10-0-1-	TANDON TO	I Taleots WALDEN	+ DWNKK
TIME	7)44	I THUDES WALDEN	- FULLIA
1:115			dos
1:45pm	<u>.</u>		
DISPATCH?	COMPLAINANT	COMPLAINT INFORMATION	OUTCOME
10-8-17	DOAS -	Dopell Doling	+ Doux List
	J		7
TIME	AT LARGE		located
			1
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			1

OFFICER'S:		DATE:, 20	
DISPATCH?	COMPLAINANT	COMPLAINT INFORMATION	OUTCOME
10-7-17	Phus AT	21045	LOKS NOE
	3	JUEI PW	The same
TIME	LARAL	BIRAK	BEAted
	ل		
	<u> </u>	•	
DISPATCH?	COMPLAINANT	COMPLAINT INFORMATION	OUTCOME
10-7-17	FOLLOW		+1110151611
	WO	Dog Bite	SONGE MOVIO
TIME		J	+17 hARL
			YARD
DISPATCH?	COMPLAINANT	COMPLAINT INFORMATION	OUTCOME
10-10-17	Dba	HOLLAND	+ Dog had
			Lit. TRABIES
TIME	FOUNT	OWNER: WINSTAID	
1:38pm			- ClaimED by
	<u> </u>		DWOON
DISPATCH?	COMPLAINANT	COMPLAINT INFORMATION	OUTCOME
10-11-17	WALTADEI	COUNTY Place	+ HUShava
	Phiau.	Country 1 men	LKIT Seg.
TIME			- IN Big Plan
10 to Am	46611N9		111/1 - 119/51=
	0		
DISPATCH?	COMPLAINANT	COMPLAINT INFORMATION	OUTCOME
10-11-17	Dras AT	KAISTIM Rd.	-DOA CLAIME
	J		3
TIME	LARCIL	DUDER - WADLE AVR	
2:55pm		NEFADE	
PARGED A PROGRAM			
DISPATCH?	COMPLAINANT	COMPLAINT INFORMATION	OUTCOME
10-13-17	FLACS	EAGLE TURADA	+ CHILLA
TIME	CONDIAILE		HEALTH.
	Compilarite		Dept.
3:31 pm		. #	
			
			'

Ork	ICER'S:	DATE	20
DISPATCH?	COMPLAINANT	COMPLAINT INFORMATION	OUTCOME
10/12/17	Barking	PARK LANE ADARTHEAST	5- FIMP right
			NO ONE
TIME	1)79		DOME
		*	
DISPATCH?	COMPLAINANT	COMPLAINT INFORMATION	OUTCOME
11-13-17	DUNER	LPD-1don	
	ARRESTLA	24715	+ Dog Classiff
TIME			- LAYS-SPLA
apri		WAIMARE	Unit SPE
DISPATCH?	COMPLAINANT		
10-13-17	Dog	COMPLAINT INFORMATION	OUTCOME
	. 7	Depem PD	+ DDA UCD
TIME	Bite		+ HAHA Dept
4:11pm			NETT YING
			Treatmen
DISPATCH?	COMPLAINANT	COMPLAINT INFORMATION	OUTCOME
7-15VM	Dogat	LPh -	
	J .		+ Black Dog
TIME	LALA	NEAR HEAD School	FOSTERONS
1:35	Ju		hor
			7.107
DISPATCH?	COMPLAINANT	COMPLAINT INFORMATION	OUTCOME
10-15-17	Dog	DAK WADD COMMEN	- Dog ClAM
TIME	7		J
	FOUND		
5:12pu			
DISPATCH?	COMPLAINANT	COMPLAINT INFORMATION	OTTOCOLOR
	Das	Mistigned Rd.	OUTCOME + J) ba C A IN
0-1547		The state of the s	+ Dbg CIRIN
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D-15-17			<u> </u>
TIME	FALMO		

OF	TCER'S:	DATE	£, 20
DISPATCH?	COMPLAINANT	COMPLAINT INFORMATION	OUTCOME
10-14-17	Doage	Grave 36	- GOVE NOTIO
TIME	ALA/	,	to DUDIZE
4:03 PH	The distriction of the second		5 day Con
		7	JANG COU
DISPATCH?	COMPLAINANT	COMPLAINT INFORMATION	OUTCOME
10-16-17	BARKINA	Transit Rd.	- COMPLIAN
, , , , , , , , , , , , , , , , , , ,			NOTICE
TIME	D045		
T/PIA			
DISPATCH?	COMPLAINANT	COMPLAINT INFORMATION	0.777.00.7
10-17-17	DOIS AT	Sabwartz Rd.	OUTCOME -5 deu
	LARAL	STATION C. SO.	COUPLANCE
TIME	4		- NOTISTIAL K
1.5 Dpm	(DED WINA		1045 DI
	0		Properti
DISPATCH?	COMPLAINANT	COMPLAINT INFORMATION	OUTCOME
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** 0 /-			
18/10/11		,,,	NOTICE
TIME	LUNGING		+ GAVE SUA
18/10/11	LINGING		TO DIVILLY
TIME	7.7	COMPLAINT INFORMATION	to builty
TIME	COMPLAINANT	COMPLAINT INFORMATION	OUTCOME
TIME 11:5D AM DISPATCH?	COMPLAINANT SUFFLUDGE		to builty
TIME 11:5DAM DISPATCH? 10-18-17 TIME	COMPLAINANT		OUTCOME
TIME 11:5D AM DISPATCH?	COMPLAINANT SUFFLUDGE		OUTCOME
TIME 11:5DAM DISPATCH? 10-18-17 TIME 12:30p.	COMPLAINANT SUFFLUDGE	Sanwaytz Rd.	OUTCOME SPC4
TIME 11:5DAM DISPATCH? 10-18-17 TIME	COMPLAINANT SUFFLUDGE		OUTCOME OUTCOME
TIME 11:5D AM DISPATCH? TIME 12:30 Pt. DISPATCH?	COMPLAINANT SUFFLUDGE COMPLAINANT FLO.ES	COMPLAINT INFORMATION	OUTCOME SPC4
TIME 11:5DAM DISPATCH? 10-18-17 TIME 12:3004	COMPLAINANT SUFFLUDGE DEG COMPLAINANT FULES	COMPLAINT INFORMATION	OUTCOME SPCA OUTCOME - GAVE DWW

OFFICER'S:		DATE:, 20		
DISPATCH?	COMPLAINANT	COMPLAINT INFORMATION	OUTCOME	
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TIME	AT	Dec spooted by	DEATA day	
12:08 pu	LARGE	Spostal Worker		
DISPATCH?	COMPLAINANT	COMPLAINT INFORMATION	OFFICORE	
10/22-17	Neglect	COMO PAPIL	+ SPCA LATION	
TIME		•		
DISPATCH?	COMPLAINANT	COMPLAINT INFORMATION	OUTCOME	
17/22/17	CAT	LPD	+CAILA DES	
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10-22-17	DOGAT	Brown	+ CAlled DSS	
TIME	BRAL		OWNER	
130 AM	J		Dested	
DISPATCH?	COMPLAINANT	COMPLAINT INFORMATION	OUTCOME	
10-24-17	FECES	Blobutield	+5 CAY COUPLIAN	
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9:28 PM	-		1 1 1	

Lancaster DOG CONTROL

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DISPATCH?	COMPLAINANT	COMPLAINT INFORMATION	OUTCOME
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TIME	COMPLAINT		LOG DIVIEN
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0-23-17	COMPLAINANT	COMPLAINT INFORMATION	OUTCOME
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DISPATCH?	COMPLAINANT	COMPLAINT INFORMATION	OUTCOME
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TIME	LARGIL		Up by DWAY
1:5DAW	J		
DISPATCH?	COMPLAINANT	COMPLAINT INFORMATION	
10/21/17	FLARS	BINGUPIAL	OUTCOME
	, ,	DIPPARILIA	+ Upa OWNER
TIME	ROWDLANK		PONEN UD
0:20 AN	Charles Hills		mple phay
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ISPATCH?	COMPLAINANT	COMPLAINT INFORMATION	OUTCOME
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TIME	A number of	BORNFIELD	Tonou
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-30py			
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ISPATCH?	COMPLAINANT	COMPLAINT INFORMATION	OFFICONO
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Lancaster DOG CONTROL

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October 2017

DATE	TIME	PARKS PATROLLED	SIGNED / INITIALED
10/1/17	7 45 Am 1130;6han) -3	West wood Park West wood Park	3 Como Box 2 85-7
12/5/17	11143	West wood	JK.
	11.39	Westiered	A l
10/6/1	7 600	COMU KEYSH PK	Bete.
10/6/1	7 Com	00, Ponds, WW. DV	M
10/6/	7 Por	Park Wostney Walverlands, All UDS 12:45 Imo 115	Therender they 5, 2930.
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DATE	TIME	PARKS PATROLLED	SIGNED / INITIALED
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1017	815 Am	Westwar)	
10/8	9:15am	meddauleer.	EB
	1:30	CompPark + Wastwood	759
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		10/10/10	
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	4:18	WBST WOOM	el
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10/14 8	3:30AM	Pends Dm	g (B)
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10/16	Como	1:52	
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DATE	TIME	PAR	KS PATROLLED	SIGNED / INITIALED
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10/19/17	1 11:44 11:58	au	Cons Wester Com	104 X Liz
10/20/1		PM	COM WB57 WOO, WALDBU	1 Sel
10/21		- 10:00 AM	Walden Ponds Walden Ponds	DM
10/2	330 375	2 P B 1 10 2001	WALDAN WB67 WC	POM
10/23	12:32	7	COMO	
10/23	6:459-7:	30P	A11	DM

169 main 5 **Town Of Lancaster** DCO Park Patrol Record / Log Sheet DATE TIME VISTURE DISTUBBL 12:15 Westwood PONDG 1515 5:05pm como 10/28 10:45 am West wood 10/29 12:0 Walden Pands > PST 200 Mechanic St Park -> PST 10/29 18/29 3:0% Velocens Mem Park 1851 Como Park St James Park Vo Depou PSY Keyse Park 10/29 3:35 Mesdow ex

		± ± ± 19						
DATE TIME		PARKS PATROLLED SIGNED / INITIAL						
10/31	14:00	Como WESTWOOD WALDEN	high his					
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E	*							

SUPERVISOR

Johanna M. Coleman

COUNCIL MEMBERS

John M. Abraham Jr. Dawn Gaczewski Ronald Ruffino Sr Matthew Walter



Department of Parks, Recreation & Forestry

Park Crew Chief
Michelle Barbaro

525 Pavement Road Lancaster, NY 14086 716-684-3320 phone 716-685-3497 fax

November 1, 2017

Honorable Town Board Town of Lancaster 21 Central Avenue Lancaster, NY 14086 NOV 0 1 2017

TOWN OF LANCASTER, NY SUPERVISOR'S OFFICE

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Dear Honorable Town Board:

I respectfully request a resolution be prepared to award the job for the grant from the United States Tennis Association project #10773 Mechanic Street tennis courts to Courts & More, 9 St. Margarets Ct., Buffalo, NY, 14216. To be compliant with USTA reimbursement, this job must be completed by November 27, 2017.

The funds for this project will come from the Recreation Filing Fees, however, total reimbursement for this project will be \$800.00 and will be made by the United States Tennis Association. Courts & More will supply all the necessary insurance certificates, which are attached.

If you have any questions or concerns, please contact me at your convenience.

Respectfully submitted

Dan Amatura
Parks Department

DA:jw

Enc.

Cc: Kevin Loftus, Town Attorney Johanna Coleman, Supervisor TOWN OF LANCASTER, NY

NOV 0 1 2017

DIANE M. TERRANOVA
TOWN CLERK



Town of Lancaster Mechanics Courts

9/29/17

Install #10 lines on two courts

install Blended lines on existing courts using USTA 10 and Under specifications Apply hand painted fines between machine applied tape Clean up debris upon completion

Labor and Materials

\$800.00

All work will be done using NYS prevailing wage rates

The Town of Lancaster will be listed as an additional insured for all ongoing and completed operations.

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Sign		Date		

ACORO
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CERTIFICATE OF LIABILITY INSURANCE

DATE(MM/DD/YYYY) 10/25/2017

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(les) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

GENERAL LIABILITY X COMMERCIAL GENERAL LIABILITY CLAIMS-MADE X OCCUR EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea populifierce) \$ 50,000 MED EXP (Any one person) \$ 5 0,000		DUCER DAVCHEV INCLIDANCE ACEN	IOV.	INIO		NAME:	CI Pay	chex Insuran	ce Agency Inc		
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INSURERS A FORMING COVERAGE COURTS & MORE LLC 9 SAINT MARGARETS CT Buffalo NY 14216 COVERAGES CERTIFICATE NUMBER: INSURER I: MISURER II MISURE	ROCHESTER, NY 14620				E-MAIL Certs@paychex.com						
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CERTIFICATE OF INSURANCE COVERAGE UNDER THE NYS DISABILITY BENEFITS LAW

ART 1. To be	completed by Disability B	enefits Carrier or Licensed Insurance Agent of that Carrier
a. Legal Name & A	ddress of Insured (use street addre	ss only) 1b. Business Telephone Number of Insured
Courts & Mo		716-913-6362
9 Saint Marg Buffalo, NY :		1c. NYS Unemployment Insurance Employer Registration Number of Insured
	sured (Only required if coverage is New York State, i.e., a Wrap-Up Po	
	ss of Entity Requesting Proof of Co as the Certificate Holder)	verage 3a. Name of Insurance Carrier AmGUARD Insurance Company
The Town of	f Lancaster	3b. Policy Number of Entity Listed in Box "1a"
21 Central A	Ave	DB02359495
Lancaster, M	NY 14086	3c. Policy effective period 07/01/2017 to 07/01/2018
ļ	A. All of the employer's employer B. Only the following class or cl	asses of employer's employees:
Under penalty of pinsured has NYS I Date Signed10 Telephone Numbe	B. Only the following class or	ed representative or licensed agent of the insurance carrier referenced above and that the named go as described above. (Signature of insurance carrier's authorized representative or NYS Licensed Insurance Agent of that insurance carrier) Title Vice President of Sales signed by the Insurance carrier's authorized representative or NYS Licensed Insurance Agent of that Mail It directly to the certificate holder. SIGNATURE NOT COMPLETE for purposes of Section 220, Subd. 8 of the Disability Benefits Law. It must be
Under penalty of pinsured has NYS I Date Signed 10 Telephone Number IMPORTANT: If E car If E me	erjury, I certify that I am an authorize Disability Benefits insurance coverage 800-673-2465 Box "4a" is checked, and this form is criter, this certificate is COMPLETE. Box "4b" is checked, this certificate is alied for completion to the Workers'	ed representative or licensed agent of the insurance carrier referenced above and that the named go as described above. (Signature of insurance carrier's authorized representative or NYS Licensed Insurance Agent of that insurance carrier) Title Vice President of Sales signed by the Insurance carrier's authorized representative or NYS Licensed Insurance Agent of that Mail It directly to the certificate holder.
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Under penalty of pinsured has NYS I Date Signed 10 Telephone Numbe IMPORTANT: If E car If E ma PART 2. To be According to inf Disability Benef	erjury, I certify that I am an authorize Disability Benefits insurance coverage 2/20/2017 By 800-673-2465 Box "4a" is checked, and this form is certificate is COMPLETE. Box "4b" is checked, this certificate is alied for completion to the Workers' be completed by the NYS Westernation maintained	ed representative or licensed agent of the insurance carrier referenced above and that the named go as described above. (Signature of insurance carrier's authorized representative or NYS Licensed Insurance Agent of that insurance carrier) Title Vice President of Sales I signed by the Insurance carrier's authorized representative or NYS Licensed Insurance Agent of that Mail It directly to the certificate holder. Is NOT COMPLETE for purposes of Section 220, Subd. 8 of the Disability Benefits Law. It must be Compensation Board, DB Plans Acceptance Unit, 328 State Street, Schenectady, NY 12305 I orkers' Compensation Board (Only if Box "4b" of Part 1 has been checked) State of New York Workers' Compensation Board S Workers' Compensation Board, the above-named employer has compiled with the NYS Ther employees.
Under penalty of pinsured has NYS I Date Signed 10 Telephone Numbe IMPORTANT: If E car If E ma PART 2. To be According to inf Disability Benef	erjury, I certify that I am an authorize Disability Benefits insurance coverage 2/20/2017 By 800-673-2465 Box "4a" is checked, and this form is certificate is COMPLETE. Box "4b" is checked, this certificate is alied for completion to the Workers' be completed by the NYS Westernation maintained	ed representative or licensed agent of the insurance carrier referenced above and that the named go as described above. (Signature of insurance carrier's authorized representative or NYS Licensed Insurance Agent of that insurance carrier) Title Vice President of Sales Island by the Insurance carrier's authorized representative or NYS Licensed Insurance Agent of that Mail It directly to the certificate holder. Is NOT COMPLETE for purposes of Section 220, Subd. 8 of the Disability Benefits Law. It must be Compensation Board, DB Plans Acceptance Unit, 328 State Street, Schenectady, NY 12305 Orkers' Compensation Board (Only if Box "4b" of Part 1 has been checked) State of New York Workers' Compensation Board, the above-named employer has compiled with the NYS

Please Note: Only insurance carriers licensed to write NYS disability benefits insurance policies and NYS licensed insurance agents of those insurance carriers are authorized to issue Form DB-120.1. Insurance brokers are NOT authorized to issue this form.

The Town of Lancaster 21 Central Ave Lancaster, NY 14086

Additional Instructions for Form DB-120.1

By signing this form, the insurance carrier identified in box "3" on this form is certifying that it is insuring the business referenced in box "1a" for disability benefits under the New York State Disability Benefits Law. The Insurance Carrier or its licensed agent will send this Certificate of Insurance to the entity listed as the certificate holder in box "2".

18 CH 41	
will the carrier notity the certificate ho	older within 10 days of a policy being cancelled for non-payment of premium or within 30 days if
	the state of the s
cancelled for any other reason or if the	e insured is otherwise eliminated from the coverage indicated on this certificate prior to the end of
the policy effective period? TYES	IXINO
are bound cricorate believe: Ties	A NO

This certificate is issued as a matter of information only and confers no rights upon the certificate holder. This certificate does not amend, extend or alter the coverage afforded by the policy listed, nor does it confer any rights or responsibilities beyond those contained in the referenced policy.

This certificate may be used as evidence of a Disability Benefits contract of insurance only while the underlying policy is in effect.

Please Note: Upon the cancellation of the disability benefits policy indicated on this form, if the business continues to be named on a permit, license or contract issued by a certificate holder, the business must provide that certificate holder with a new Certificate of NYS Disability Benefits Coverage or other authorized proof that the business is complying with the mandatory coverage requirements of the New York State Disability Benefits Law.

DISABILITY BENEFITS LAW

§220. Subd. 8

- (a) The head of a state or municipal department, board, commission or office authorized or required by law to issue any permit for or in connection with any work involving the employment of employees in employment as defined in this article, and not withstanding any general or special statute requiring or authorizing the issue of such permits, shall not issue such permit unless proof duly subscribed by an insurance carrier is produced in a form satisfactory to the chair, that the payment of disability benefits for all employees has been secured as provided by this article. Nothing herein, however, shall be construed as creating any liability on the part of such state or municipal department, board, commission or office to pay any disability benefits to any such employee if so employed.
- (b) The head of a state or municipal department, board, commission or office authorized or required by law to enter into any contract for or in connection with any work involving the employment of employees in employment as defined in this article and notwithstanding any general or special statute requiring or authorizing any such contract, shall not enter into any such contract unless proof duly subscribed by an insurance carrier is produced in a form satisfactory to the chair, that the payment of disability benefits for all employees has been secured as provided by this article.

DB-120.1 (9-15) Reverse

CERTIFICATE OF NYS WORKERS' COMPENSATION INSURANCE COVERAGE

1a. Legal Name & Address o	f Insured (use street address only)	1b. Business Telephone Number of insured
9 SAINT MARGARETS		(716) 913-6362
BUFFALO, NY 142162	282	1c. NYS Unemployment Insurance Employer Registration Number of Insured
Work Location of Insured (Or	nly required if coverage is specifically	51555929
	New York State, i.e., a Wrap-Up Policy)	1d. Federal Employer Identification Number of Insured or Social Security Number
		46 - 2758469
2. Name and Address of Ent (Entity Being Listed as the C	ity Requesting Proof of Coverage	3a. Name of Insurance Carrier
(Entry Boing Eloted and the C	oranicate riotety	NorGUARD Insurance Company
]		3b. Policy Number of entity listed in box "1a": COWC807286
The Town of Lancaster 21 Central Ave		3c. Policy effective period:
Lancaster, NY 14086		3c. Folicy enective period:
		07/23/17 to 07/23/18
		3d. The Proprietor, Partners or Executive Officers are:
		included. (Only check box if all partners/officers included)
		X all excluded or certain partners/officers excluded.
within 30 days if cancell on this certificate is issued a certificate does not amen or responsibilities beyond. This certificate may be us Please Note: Upon can named on a permit, lice Certificate of Workers'	cellation of the workers' compensation policy hase or contract issued by a certificate holder, to Compensation Coverage or other authorized p	ise eliminated from the coverage indicated YES NO Its upon the certificate holder. This licy listed, nor does it confer any rights ract of insurance only while the underlying policy is in effect. Indicated on this form, if the business continues to be the business must provide that certificate holder with a new roof that the business is complying with the mandatory
	of the New York State Workers' Compensation	
	y, I certify that I am an authorized representatived insured has the coverage as depicted on the	ve or ilcensed agent of the insurance carrier referenced ils form.
Approved by:	Jeffrey P. Bauman	
_	(Print name of authorized represe	ntative or licensed agent of insurance carrier)
	94000 P.B.	10/20/17
Approved by: _	(Signature)	(Date)
Title:	Director	
Telephone Number of au	uthorized representative or licensed agent of insura	ance carrier: 877-266-6850

Please Note: Only Insurance carriers and their licensed agents are authorized to Issue Form C-105.2. Insurance brokers are NOT autorized to Issue it.

C-105.2 (9-15)

The Town of Lancaster 21 Central Ave Lancaster, NY 14086



TOWN OF LANCASTER.
HIGHWAY DEPARTMENT
525 PAVEMENT ROAD
LANCASTER, NY 14086

Daniel Amatura Highway Superintendent Tel (716)683-3426 Fax (716)685-0271

OK FOR RES. 11/1/7
COMMUNICATIONS

TC-FOR COMM

November 1, 2017

Honorable Town Board 21 Central Avenue Lancaster, NY 14086

Re: Two (2) New and Unused 2018 Ford F-550 XL Regular Cab/Chassis to be equipped with 11' Dump Bodies, Rear Hitches & Components with Trade

Dear Honorable Town Board:

I respectfully request that the Town Board authorize publication of a bid for Two (2) New and Unused 2018 Ford F-550 XL Regular Cab/Chassis to be equipped with 11' Dump Bodies, Rear Hitches & Components with trade of our two (1 of 2) 2002 Ford F-450 4x2 Dump Truck VIN #1FDXF46F02ED27449 with 132,802 miles and our (2 of 2) 2002 Ford F-450 4x2 Dump Truck VIN #1FDXF46F92ED27448 with 92,383 miles. We would like advertising to begin on November 9, 2017 and bids to be opened up at 10:00 am on Monday, November 27, 2017. These Two (2) New and Unused 2018 Ford F-550 XL Regular Cab/Chassis to be equipped with 11' Dump Bodies, Rear Hitches will be paid for out of the Highway Equipment Bond authorized May 15, 2017.

If you have any further questions, please do not hesitate to contact me.

Respectfully yours,

Louis Cacciotti

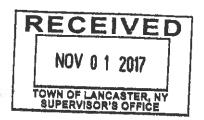
Deputy Highway Superintendent

Town of Lancaster

LC/kak Attachments

Cc:

Dave Brown, Director of Administration Johanna Coleman, Town Supervisor Kevin Loftus, Town Attorney Diane Teranova, Town Clerk





TOWN OF LANCASTER, NEW YORK

SPECIFICATIONS

FOR

TWO (2) 2018 FORD F-550 XL REGULAR CAB/CHASSIS TO BE EQUIPPED WITH 11' DUMP BODIES, REAR HITCHES & COMPONENTS WITH TRADE, AS SPECIFIED

NOTICE TO BIDDERS:

Sealed bids will be received by the Town Clerk of the Town of Lancaster, or his designee, at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York, until 10:00 o'clock AM, local time, on Monday, November 27, 2017 furnishing to the Town of Lancaster, the following equipment:

TWO (2) 2018 FORD F-550 XL REGULAR CAB/CHASSIS TO BE EQUIPPED WITH 11' DUMP BODIES, REAR HITCHES & COMPONENTS WITH TRADE, AS SPECIFIED

GENERAL SPECIFICATIONS:

TAX:

No federal, state, county, or local taxes are to be included in the purchase price. Purchases by the Town of Lancaster are exempt from these taxes.

PRICE:

Price shall be net, F.O.B. point of delivery, Town Highway Department Garage, 525 Pavement Road, Lancaster, New York 14086.

<u>INFORMATION</u> TO BE FURNISHED WITH BID:

Bidder must submit with his bid detailed specifications, circulars, and all other necessary data on the equipment he proposes to furnish.

INFORMATION TO BE FUNISHED BY SUCCESSFUL BIDDER:

The successful bidder, at time of delivery, must provide to the Town of Lancaster, a resume of specific specifications applicable solely to the equipment being delivered.

REJECTION OF BIDS:

The town Board of the Town of Lancaster reserves the right to reject any or all bids and to waive any informalities.

QUALIFICATION OF BIDDERS:

No bid will be considered unless the firm submitting the bid is representative of a manufacturer who can meet the following conditions:

- 1) That is has in operation, a factory adequate for and devoted to the manufacture of the equipment, which it proposes to furnish.
- That is has in operation, and has had at least twelve (12) months prior to the time of bid opening, a service facility within a reasonable distance of the using agency equipped with spare parts, which can be delivered and installed within twenty-four (24) hours.
- That there are at least twenty-five (25) units of the type and size bid upon which have been in satisfactory operation for a period of one (1) year.

WITHDRAWAL OF BID:

No bidder may withdraw his bid within sixty (60) days after the opening thereof, but may withdraw at any time prior to the opening thereof.

BID SECURITY:

A certified check or bid bond, in an amount representing five percent (5%) of the "Gross Bid", to the Supervisor of the Town of Lancaster, shall accompany each bid.

DELIVERTY DATE:

Delivery date is to be not more than one hundred twenty (120) days from date of delivery of vehicle to installation facility. Bidder to state exception if any. \$100.00 per day fine if not on time.

DELIVERY PLACE:

The equipment is to be delivered complete as per specifications to the Town of Lancaster Highway Department Garage, 525 Pavement Road, Lancaster, New York 14086.

ADDRESSING BIDS:

All bids shall be submitted in sealed envelopes, plainly marked "TWO (2) 2018 FORD F-550 XL REGULAR CAB/CHASSIS TO BE EQUIPPED WITH 11' DUMP BODIES, REAR HITCHES & COMPONENTS WITH TRADE", AS SPECIFIED and addressed to:

Diane Terranova, Town Clerk Town of Lancaster 21 Central Avenue Lancaster, New York 14086

BID FORM:

The "Bid Form" and "Specification Resume Form" (see attached sheets) must be filled out completely and accompany any and all bids. Failure to complete these forms shall be reason for disqualification.

TRADE-IN:

The following equipment is to be taken as trade and is to be figured in the bid showing the allowance toward the purchase of the new vehicle:

2002 Ford F-450 4x2 Dump Truck, VIN #1FDXF46F02ED27449 AND

2002 Ford F-450 4x2 Dump Truck, VIN #1FDXF46F952ED27448

THE TOWN BOARD RESERVES THE RIGHT TO RETAIN THE AFORESAID EQUIPMENT RATHER THAN TRADE IT IN AND AWARD THE CONTRACT UPON THE BASIS OF THE "GROSS BID WITHOUT TRADE" RATHER THAN THE "NET BID WITH TRADE". SUCCESSFUL BIDDER WILL BE REQUIRED TO TAKE IN TRADE ONLY THE NUMBER OF VEHICLES IDENTICAL TO THE NUMBER OF NEW VEHICLES THAT BIDDER IS PROVIDING TO THE TOWN

WARRANTY:

The successful bidder shall provide a full one (1) year warranty from date of delivery, or manufacturers standard warranty, whichever is greater. The warranty period shall not limit operating hours.

NON-COLLUSIVE BIDDING CERTIFICATE:

Each bid or proposal shall contain a Non-Collusive Bidding Certificate in accordance with Section 103-d of the General Municipal Law.

IMMUNITY WAIVER:

"The vendor hereby agrees, pursuant to the provisions of Section 103-a of the General Municipal Law, which requires that upon refusal of a person when called before a grand jury, head of a state department, temporary state commission or other state agency, the organized crime task force in the department of law, head of a city department, or other city agency, which is empowered to compel the attendance of witnesses and examine them under oath to testify in an investigation concerning any transaction or contract had with the state, any political subdivision thereof, public authority or with any public department, agency or official of the state or of any political subdivision thereof or of a public authority, to sign a waiver of immunity against subsequent criminal prosecution or to answer any relevant question concerning such transaction or contract".

a) Such person, and any firm, partnership or corporation of which he is a member, partner, director or officer shall be disqualified from thereafter selling to or submitting bids to or receiving awards from thereafter selling to or submitting bids to or receiving awards from or entering into any contracts with any municipal corporation or fire district, or any public department,

agency or official thereof, for goods, work or services, for a period of five years after such refusal, and to provide also that

b) Any and all contracts made with any municipal corporation or any public department, agency or official thereof on or after the first day of July, 1959, or with any fire district or any agency or official thereof on or after the first day of September, 1960, by such person, and by any firm, partnership or corporation of which he is a member, partner, director or officer may be canceled or terminated by the municipal corporation or fire district without incurring any penalty or damages on account of such cancellation or termination, by any monies owing by the municipal corporation or fire district for goods delivered or work done prior to the cancellation of termination shall be paid."

EXTENSION OF CONTRACT

Bidder acknowledges that this bid may be extended to other municipalities, qualifying agencies or political subdivision as set forth under New York State General Municipal Law section (103), subdivision (3) section (1).

BID FO	<u>RM</u>
NAME OF BIDDER:	
ADDRESS OF BIDDER:	
We, the undersigned, agree to furnish Lancaster, New York:	as per specifications to the Town of
TWO (2) 2018 FORD F-550 XL REGU WITH 11' DUMP BODIES, REAR HITC	LA CAB/CHASSIS, TO BE EQUIPPED HES AND COMPONENTS
FOR THE TOTAL SUM OF:	\$
TRADE-IN ALLOWANCE:	
We agree to allow the following specified trade-	in allowance for
2002 Ford F-450 4x2 Dump Truck, VIN #1FD	XF46F02ED27449
	\$
2002 Ford F-450 4x2 Dump Truck, VIN #1FD	XF46F952ED27448
	\$
TOTAL CO	OCT TO TOWN OF LANCACTED

A certified check or bid bond, in an amount representing five percent (5%) of the "Gross Bid" payable to the Supervisor of the Town of Lancaster is enclosed.

Attached, hereto, and separately executed is the Non-Collusive Bidding Certificate of the undersigned, and the Manufacturer's specifications.

We will deliver the vehicles within the time frame specified in the "Delivery Date" portion of the Specifications.

We understand that the Town Board reserves the right to retain any or all of the aforesaid "Trade-in" equipment rather than trade in.

Date this day	y of	
	, 2017	
		(Name of Bidder)
SEAL OF CORPORATION	Signed	(Authorized Representative)

NON-COLLUSIVE BIDDING CERTIFICATION

By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in case of a joint bid, each party thereto certifies as to its own organization, under penalty of perjury, that to the best of his knowledge and belief:

- 1) The prices in this bid have been arrived at independently without collusion, consultation, communication or agreement, for the purpose of restricting competition, as to any matter relating to such prices with any other bidder or with any competitor.
- 2) Unless otherwise required by law, the prices which have been quoted in this bid have not been knowingly disclosed by the bidder and will not knowingly be disclosed by the bidder prior to opening, directly or indirectly, to any other bidder or to any competitor, and
- 3) No attempt has been made or will be made by the bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.

Name of Bidder		
Signed	 _	

TOWN OF LANCASTER HIGHWAY DEPARTMENT SPECIFICATIONS FOR 2 NEW & UNUSED 2018 FORD F550 XL REGULAR CAB/CHASSIS TO BE EQUIPPED WITH 11 'DUMP BODIES, REAR HITCHES & COMPONENTS

CHASSIS	YES	2	DEVIATIONS
1. Engine: 6.8 liter Gasoline V10 With Block Heater			
2. Transmission : 6 Speed Automatic	_		
3. Rear axle : Limited slip with 4.88 gear ratio			
4. Wheelbase - 169" & CA - 84"			
5. Color: Blue Jeans			
6. Spare Tire, Wheel & Jack			
8. Payload Plus Upgrade Package			
9. Tow Command Integrated Trailer Bake Controller			
10. Power Equipment Group			
11. Vinyl 40/20/ 40 Split Bench Seat			
12. Platform Running Boards			
13. Extra Key (Total of 3)			
15. Fire Extingisher			
16. Full Written Warranty & All Manuals			
	:		
DUMP BODY & RELATED EQUIPMENT		5 57-III 5 5	17 (別門) 相 (別)
 Body Shall Be A Galion 130USD Crossmemberless Model 			
2. Side Height At 18" & Tailgate Height At 24"			
3. Cab Shield Shall Extend 18" Over Cab			
Floor Shall Be Constructed Of 3/16" AR450			
5. Front, Side & Tailgate Sheet Steel Shall Be 7 Gauge 100K			
Remaining Structure, Including Subframe Shall Be Grade 50 Steel			
7. GS615 Under Body Hoist With PTO Driven Pump			
8. Tailgate Center Mounted Coal Door			
9. Mudflaps Mounted Front & Rear Of Rear Axle			
10. Hardwood Sideboards Painted			
11. LED Amber Beacon Mounted Top Of Cabshield With Amber LED Flashers	SIS	-	
Installed In The Rear Corner Posts Wired To The Upfitter Switch			
12. Type 6000 LED Stop/ Turn/ Tail Lights Mounted To Rear Corner Posts			
13. All Marker Lights To Be LED			
14. All Wire Connections Shall Be Sealed With Heat Shrink		-	

02	
YES	
DUMP BODY & RELATED EQUIPMENT	

		ust Pintle Hitch Height	2 7 PIN Trailer Connector				ng Body Company Hardware	rimed	lue Jeans)	o Be Painted Black		ALL Component		mined With Town
10	15. A Manual Tarp System Shall Be Installed	16. Rear Hitch Plate With Holes Drilled To Adjust Pintle Hitch Height	17. Hitch Plate Shall Include Safety D-Rings &	18, 15 Ton Pintle Hitch	19. Backup Alarm	20. Backup Camera Installed At Rear	21. Subframe Will Be Installed To Chassis Usin	22. Body & All Structure Shall Be Cleaned & Pri	23. Body Color To Be Painted Same As Cab (Blue Jeans)	24. Underside Body, Subframe & Rear Hitch To	25. All Moveable Parts To Be Greaseable	26. All Parts, Service & Operators Manuals On	27, One Year Warranty On ALL Components	28. Placement of In Cab Controls To Be Determined With Town

TRADE INFORMATION
Two 2002 Ford F-450 4x2 Dump Trucks As Follows:
7.3 liter Diesel, 4 speed Automatic Transmission, 4.30 Limited Slip RA
11' Rugby Bodies
Unit 89; VIN 1FDXF46F02ED27449 / Miles
Unit 94; VIN 1FDXF46F92ED27448/ Miles
Please call the Lancaster Highway Department @ 716-683-3426 between
7AM & 2:30 PM, Monday - Friday, for a time to view these two vehicles
for an appraisal.



Town of Lancaster

OFFICE OF THE TOWN ATTORNEY

21 Central Avenue Lancaster, New York 14086 (716) 684-3342 Fax: (716) 681-7475

KEVIN E. LOFTUS, JR.

Town Attorney kloftus@lancasterny.gov

> Leza E. Braun Legal Assistant

MEMO

To:

Supervisor, Town Board Members, Planning Board Members, Building

Inspector, Town Engineer, and Town Clerk

From:

Kevin E. Loftus, Town Attorney

Date:

October 30, 2017

Subject:

SEQR Review -

Site Plan ~ Revised Deep South Taco #1748

PLEASE NOTE:

There will be a SEQR Review Meeting regarding the above-referenced projects on Monday, November 6, 2017 at 6:15 P.M. in the Town Hall located at 21 Central Avenue, Lancaster, New York.

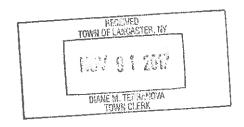
If you have any questions please feel free to contact this office.

KEL:lb

Enc.

CC:

Elizabeth Holmes (w/o enc.)





TOWN OF LANCASTER HIGHWAY DEPARTMENT **525 PAVEMENT ROAD** LANCASTER, NY 14086

Daniel Amatura Highway Superintendent Tel (716)683-3426 Fax (716)685-0271

COMMUNICATIONS

TC-FOR COMM OK-FOL RES. (2)

October 31, 2017

Honorable Town Board 21 Central Avenue Lancaster, NY 14086

Re:

Transfer of Funds

Dear Honorable Town Board:

I would appreciate if the Town Board would transfer \$70,000.00 from the General Fund to our Drainage Account. The reason for this is due to the heavy rainfall this year. This account right now is over approximately \$62,000.00. Of the \$62,000.00, \$16,172.44 was due to the flooding on Enchanted Forest. An additional \$20,286.01 was attributed due to the flooding/wash out of Simme Road. The remaining dollar amount will be needed for drainage for the remainder of the year.

RECEIVED

NOV 0 1 2017

TOWN OF LANCASTER, NY SUPERVISOR'S OFFICE

Should you need any further information regarding this subject, please do not hesitate to contact me.

Respectfully your

Daniel Amatura

Highway Superintendent Town of Highway Lancaster

DA/kak

Cc:

Dave Brown, Director of Administration

Kevin Loftus, Town Attorney Johanna Coleman, Supervisor Diane Teranova, Town Clerk

ATTLEIVED. DIANE M. TEPRANOVA



November 1, 2017

Buffalo News Lancaster Correspondent 1 News Plaza Buffalo, New York 14240

Lancaster Bee 5564 Main St Williamsville, New York 14221

NOTICE OF SPECIAL MEETING OF THE TOWN BOARD AND PLANNING BOARD OF THE TOWN OF LANCASTER

Notice is hereby given that the Municipal Review Committee, comprised of the Town Board and the Planning Board of the Town of Lancaster, will hold a meeting on Monday, November 6, 2017 at 6:15 P.M. at the Town Hall, 21 Central Avenue, Lancaster, New York for the SEQRA Review: Revised Deep South Taco 6727 Transit Road.

Thank you for your cooperation in disseminating this information to the public. Please call me at 683-9028 if you have any questions.

Sincerely yours,

OFFICE OF THE TOWN CLERK

Granish Secanova

Diane M. Terranova, Town Clerk

DMT/dm

cc: Town Board

NOTE: Post on Town Clerk's Bulletin Board

File: MEDIAMTG (P5)







Lancaster Bee

- fax # 633-8601

Buffalo News

- fax # 856-5150

DIANE M. TERRANOVA, TOWN CLERK Town of Lancaster 21 Central Avenue Lancaster, New York 14086 683-9028

onf

PRESS RELEASE

November 2, 2017

Lancaster Town Clerk Diane Terranova has issued a reminder to all residents of the Town of Lancaster regarding the winter parking ban on all streets in the Town of Lancaster from November 15th to March 15th during the hours of 1 A.M. to 7 A.M. Please consult the Codes of the Villages of Lancaster and Depew for their parking regulations.

This parking ban will facilitate the snowplowing efforts of the Highway Department.

cc: Post on bulletin board

G:\WORK FOLDER\press release.doc





Daniel Amatura Highway Superintendent Tel (716)683-3426 Fax (716)685-0271

November 2, 2017

Honorable Town Board 21 Central Avenue Lancaster, NY 14086 525 PAVEMENT ROAD LANCASTER, NY 14086 TC-Fol Comm.

TOWN OF LANCASTER
HIGHWAY DEPARTMENT

COMMUNICATIONS

RECEIVED

NOV 0 2 2017

TOWN OF LANCASTER, NY
SUPERVISOR'S OFFICE

Re:

Wendel Engineering Services Spec on Simme Road Guardrail

Dear Honorable Town Board Members:

I would appreciate your support in sponsoring a resolution authorizing Wendel Engineering Services, 375 Essjay Road, Suite 200, Williamsville, NY 14221, to perform engineering services on Simme Road guardrail in the amount of \$2,750.00. This will be paid for out of our budget line 01-8540-0410 (Professional Services) in the 2017 drainage budget.

Should you need any further information regarding this subject, please do not hesitate to contact me.

Sincerely yours,

Daniel Amatura

Highway Superintendent

Town of Lancaster

DA/kak Attachments

Cc:

Dave Brown, Director of Administration

Kevin Loftus, Town Attorney Johanna Coleman, Supervisor Diane Teranova, Town Clerk TOWN OF LANCASTER, NY

NOV 0 2 2017

DIANE M. TERRANOVA
TOWN CLERK

Kimberly Krupinski

From:

Jean Farmer

Sent:

Wednesday, November 01, 2017 11:45 AM

To:

Kimberly Krupinski

Cc: Subject: Johanna M. Coleman; Leza Braun FW: Message from KMBT_C364

Attachments:

SKMBT_C36417110111360.pdf

Hi Kim,

I received an invoice from your office to pay Wendel an amount of \$2,750.00 for engineering services that Dan has engaged them in for guardrail on Simme Road. I spoke to Johanna and Leza regarding this invoice, and both agree that a resolution needs to be done authorizing Wendel to perform engineering services on the Simme Rd guardrail.

Can you kindly prepare a letter to the Town Board requesting a resolution authorizing Wendel to perform engineering services as mentioned above and be sure to include the dollar amount of \$2,750.00, and the budget code of 01-8540-0410, and forward as usual to the proper departments?

If you need assistance, please feel free to contact me. Thank you!

From: scanner@lancasterny.gov [mailto:scanner@lancasterny.gov]

Sent: Wednesday, November 01, 2017 12:37 PM **To:** Jean Farmer < JFarmer@lancasterny.gov>

Subject: Message from KMBT_C364

930652

ARCHITECTURE ENGINEERING PLANNING ENERGY EFFICIENCY CONSTRUCTION MANAGEMENT



Town of Lancaster 525 Pavement Road Lancaster NY 14086

Attn: Daniel Amatura

Invoice #: 347654

Project: 289216 Invoice Date: 10/18/2017

Project Name: Town of Lancaster Simme Road Guiderail Engineering Services

For Professional Services Rendered thru: 9/30/2017

Task:	Phase Fee	% Complete	Total Fee Earned	Less Previous Billings	Total Amount Due
Final Design	\$2,750.00	100.00%	\$2,750.00	\$0.00	\$2,750.00
	\$2,750.00		\$2,750.00	\$0.00	

Amount Due This Invoice \$2,750.00

Acct #: ____

__ Amount 2.7.

Thank you for selecting Wendel WD Architecture, Engineering, Surveying Sign.

Landscape Architecture, PC for your professional services.

If you have any questions regarding this invoice, please contact our office

HIGHWAY DEPT.

Wendel

Michael J. Barrett

Project Manager

Please Remit Payments To:

Wendel

Centerpointe Corporate Park 375 Essjay Road Suite 200 Williamsville, NY 14221 ARCHITECTURE ENGINEERING PLANNING ENERGY SERVICES CONSTRUCTION MANAGEMENT





MEMO

To:

Daniel J. Amatura

Highway Superintendent

Town of Lancaster

From:

Michael Barrett, Jr., P.E.

Date:

October 9, 2017

RE:

Simme Road Guide Rail Justification

.Town of Lancaster, Erie County

Background

Wendel was retained to perform a review of a culvert site to determine if guide rail is warranted. The culvert is located on Simme Road, just west of Townline Road, in the Town of Lancaster, New York over a recently installed 36" HDPE culvert.

This review has been performed using New York State Department of Transportation (NYSDOT) criteria as outlined in the Highway Design Manual (HDM), Chapter 10 dated April 10, 2012.

Existing Conditions

Based on a field inspection performed on August 28, 2017 the following conditions were observed:

- Simme Road has a posted speed limit of 45 mph.
- The outside edge of the concrete headwall and existing timer retaining wall, both on the north side of Simme Road, is located 10' from the edge of the westbound travel lane,
- The outside edge of the concrete headwall on the south side of Simme Road is located 5.5' from the edge of the eastbound travel lane.
- Both headwalls have a 5' drop from the top of the headwall to the ditch bottom.

Guiderall Criteria

- By NYSDOT standards, Simme Road is considered a high speed roadway due to the posted speed being greater than 40 mph
- The NYSDOT HDM recommends a minimum clear zone of 11' for a 45 mph roadway (HDM Table 10-1).
 This condition cannot be met due to the location of the headwalls as described above.
- The 5' drop is a non-traversable slope and is therefore considered to be a hazard.



Summary/ Recommendations

The NYSDOT HDM states that 'if hazards can not reasonably be removed, relocated, or satisfactorily modified, they should be shielded'.

Since the recommended clear zone cannot be provided due to the presence of a hazard, and the 5' drop off to the ditch below, Wendel recommends a guide rail system to shield vehicles from entering the ditch/ dropping off the slope.

Guiderail Design

The limit of the proposed guide rail system(s) was determined by establishing the point of need method (HDM 10.2.2.1).

Southern Gulderail

Due to the presence of the 5' high drop off, and an available deflection distance of only 5.5', box beam guiderail barrier type was selected. Post spacing in proximity of the culvert was reduced from the standard 6' spacing to 3' in order to reduce the deflection to an acceptable 4'.

Due to the limited amount of distance to the existing ROW, Type III end terminals were chosen.

Northern Guiderail

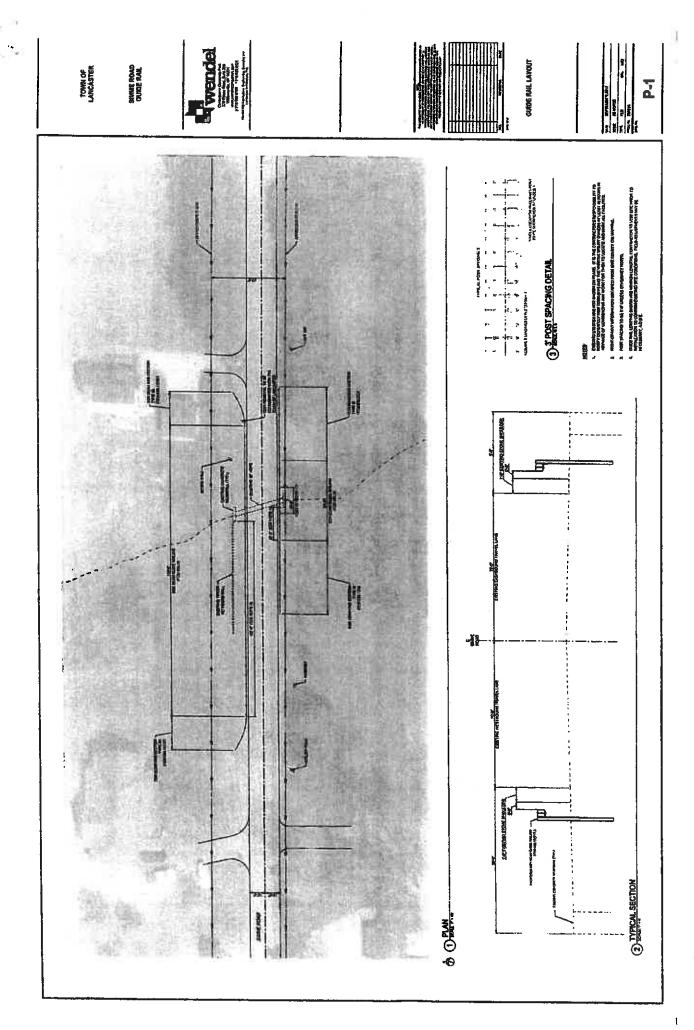
Due to the presence of the 5' high drop off, and an available deflection distance of 10', box beam guiderail barrier type was selected. The standard 6' post spacing is acceptable for this condition. Please note the presence of an existing timer retaining wall was also taken into consideration into the point of need determination.

Type IIA end terminals were chosen as they are low cost and can fit within the existing ROW.

Should you have any questions please do not hesitate to contact our office.

Michael Barrett, PE Date

Project Manager



THE LANCASTER POLICE

DEPARTMENT

525 Pavement Road Lancaster, NY 14086

Tel: (716) 683-2800 Fax: (716) 681-2352

CHIEF OF POLICE GERALD J. GILL, JR.

MEMORANDUM

Genald Be

DATE:

November 2, 2017

TO:

Diane Terranova, Town Clerk

FROM:

Chief Gerald J. Gill, Jr.

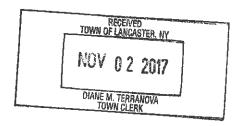
SUBJECT:

Articles/Communications

Please place the attached documents on communications.

If there are any questions, please feel free to contact me.

Enclosures







2017-10-19 / Local News

Lancaster Police to hold virtual ride-along

by MARIA PERICOZZI Intern

On Friday, the Lancaster Police Department will be holding a virtual ride-along from 4 until 11 p.m. for community members to learn what a day-to-day operation looks like.

Captain William Karn said this is the third event they have done, with the last one being four years ago.

"Myself, one of my detectives and a patrol officer will be filming things, taking photos and listing every service call on Facebook," Karn said.

The Facebook page is located at <u>www.facebook.com/LancasterPoliceDept/</u>. Karn said there will be limits on what they film and post for the community to see.

They also have videos and photos they prepared ahead of time that will be posted throughout the night when they have downtime.

Karn and other members of the police department will be answering questions by community members throughout the night.

"It's always good to have transparency," Karn said. "People may be interested in what we do, but may not always know what we do. This gives them an inside view."

Hopefully, this event will make community members interested in what the police is doing for the community, which will make them more willing to help them, Kam said.

The Facebook platform has changed since the last virtual ride-along, and Karn said they are more experienced this time around.

"It's more advanced now, so we can do more things," Karn said.

They will be experimenting with Facebook Live throughout the night.

"We're hoping this one will be a lot better," Karn said.

The virtual ride-along event is not designed for entertainment.

"It is designed to be informative, but we hope to be entertaining," Karn said.

Karn said they are just trying to get the word out to people in the community about the event.

"If they don't follow us normally this is something they may be interested in," Karn said."

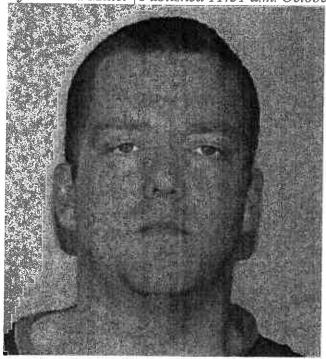
Karn said the event may be interesting for people in the Lancaster, Depew and Alden areas.

"They don't have to follow along the entire time; they can just tune in for a half-hour or 20 minutes," Karn said. "Hopefully, they can find it informative and interesting."

Return to top

Truck driver in fatal hit-run gets year in jail - and family's forgiveness

By Melinda Miller | Published 11:31 a.m. October 18, 2017 | Updated 1 hour ago



Sebastien Lavertu of Quebec was sentenced to one year in jail for leaving the scene after his truck hit and killed a man walking on Broadway in June.

Sebastien Y. Lavertu wasn't drunk or high on drugs, nor was he speeding or weaving out of his lane on June 21. But he was a little drowsy and when he realized he had struck something on Broadway shortly before midnight, he later said. He checked his truck, saw a cracked bumper and, afraid of what may have happened, drove away.

Lavertu, 32, of Asbestos, Quebec, was sentenced Wednesday in State Supreme Court to one year in jail for leaving the scene that night.

Ryan Johns, 28, of Depew was struck by Lavertu's truck while he was walking in the road. Johns died instantly.

Defense attorney Joseph J. Marusak called the incident a "perfect storm" of tragic events.

Lavertu had been driving a long time that day, on his way from Canada to Baltimore, and may have briefly dozed off behind the wheel, he told Justice John L. Michalski.

Johns had been riding in a car with friends when they got into an argument, and Johns demanded to be let out to walk, he said. Johns was on Broadway in Lancaster, near Pavement Road.

"He was walking in the lane of traffic in dark clothes," Marusak said.

Levertu never saw him.

Lavertu snapped awake at the impact, pulled over and checked his truck, finding a cracked bumper, Marusak said. Looking back at the road – but not walking back – he did not see anyone. He later told police he was scared and, hoping it was only a deer, he drove off, and returned to Canada.

His vehicle was identified through videos, and Lavertu was arrested about a week later, crossing back into the United States in northern New York State.

Johns' father, David Niziol, was in court for the sentencing and made a brief and powerful statement to the court about love, the pain of losing a son and forgiveness.

First, Niziol asked that everyone hearing or reading his words become conscious of something.

"Every day, take a millisecond to think of someone you love," he said. "For your own benefit, be aware of them."

He gave examples, of seeing something that person would like, of thinking of something you would like to tell him.

"For us," he continued, "every one of those milliseconds is a pinprick."

While Johns' mother still cannot go down Broadway or visit her son's grave, Niziol said he goes to the grave once a week, sometimes taking a radio to play a show they used to listen to together.

Then, with the kind of compassion usually directed to the victims, he addressed Levertu.

"We bear no animosity," he said. "We are human, too. Because we are human, we understand humans make mistakes. Because we forgive you, imagine what God can do."

Levertu also apologized for his role in the fatality, and said, as he has before, that he would gladly exchange places with Ryan Johns if that were possible.

Although the defense argued that keeping Levertu in jail any longer than the nearly four months he already has served, Michalski could not ignore the fact that he left the scene and it took a week to find him before his arrest.

"You made some bad decision," the judge said and pronounced the one-year sentence. Lavertu also is barred from operating a motor vehicle in New York State.



Law Enforcement Training Academy Edward C. Hempling, Director

October 6, 2017

Chief Gerald Gill Lancaster Police Department 525 Pavement Road Lancaster, NY 14086

Dear Chief Gill:

I would like to thank you for your participation in the panel discussion at the Police Supervision School. It is very important that first line supervisors understand what is expected of them from their respective agencies' top law enforcement officers.

You provided them with a forum that discussed the importance of first line supervision and helped set the tone of instruction for the entire three week course.

The evaluations of the panel discussion were extremely positive and the class appreciated you taking the time out of your schedules to spend with them.

Sincerely,

Richard Chamberlin

Facilitator

Edward C. Hempling

Director

Erie County Law Enforcement Training Academy



ansaster High School

James 1 / 14 Grad 14086

Thank you by marking harkaster's been a part of the pa Dear officer Distriction & fellow

Marik You, Rully Miller S.

10/20/17

Chief Gell a simple lunch with Triends quickly turned exto a diaseter energency - We called 911 and Officer Speyer was the first to arrive - Professional, compassionate - and carin at the time, we suspection a stroke or seigure. He quickly took charge watel the LUAC currinece. Glad to know we have such outstanding affective in Lancastor -- Shark you and a special trakes to Officer Speger -Sincèrely - ans week gratetude 180 pines Dia

To sel Januarte de Paliera :

Palier Official:

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V. P. Denier to the Maloy.

our Police are

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and appreciate \$2.25 TTTY82473-05F 5345557

AMERICAN GREETINGS CLEVELAND, OHIO 44144 MAGC, LLC MADE IN U.S.A.



October 13, 2017

Town of Lancaster Police Department Attention: Chief 525 Pavement Road Lancaster, New York 14086

RE: Delivery 2 EMERGENCY FOOD BOXES

November 7 or 8, 2017 1100 – 1400 hours

Dear Chief:

In anticipation of the coming winter months, we again look forward to coordinating our Emergency Food Plan with your department.

As in previous years, two canned emergency food boxes will be delivered to each police headquarters. The boxes will be delivered on November 7 or 8, 2017, between 1100 – 1400 hours, by a Meals on Wheels staff member with a receipt to be signed by the officer in charge.

The boxes must be kept in a dry, secure area, and accessible in the event our meal service is cancelled due to a bad winter storm. Delivery of food boxes by police personnel should be made upon the request of Meals on Wheels for its participants only. Enclosed is a copy of the Emergency Food Plan detailing these procedures.

We thank you in advance for your assistance and cooperation again this year, in protecting the well-being of our homebound elderly. Please direct any questions or further information to Jamie Vallone, Jennifer Carland or Peg Fitkowski, Dietitians, 822-2002.

Cordially,

Tara A. Ellis

Tara J. Ellis

CEO and President

Enclosure MOW for WNY "2017-2018 Winter Emergency Food Plan"

741



Town of Lancaster

OFFICE OF THE TOWN ATTORNEY

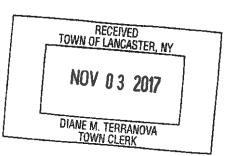
21 Central Avenue Lancaster, New York 14086 (716) 684-3342 Fax: (716) 681-7475 KEVIN E. LOFTUS, JR.

Town Attorney kloftus@lancasterny.gov

Leza E. Braun
Legal Assistant

October 31, 2017

Honorable Town Board Town of Lancaster 21 Central Avenue Lancaster, New York 14086 Planning Board
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086



RE:

Rezone Delta Sonic GB to CMS

4817 Transit Road

Town of Lancaster, County of Erie

Dear Town Board and Planning Board Members:

Enclosed please find a SEQR response from Erie County Department of Public Works dated October 31, 2017 on the above-referenced project for your review.

Should you have any questions or concerns, please call me.

Very truly yours.

Kevin E. Leftus, Esq. Town Attorney

KEL:lb

Enc.

CC:

Supervisor

Town Clerk

Building Inspector Town Engineer



MARK C. POLONCARZ

COUNTY EXECUTIVE

WILLIAM E. GEARY, JR. COMMISSIONER
October 31, 2017

DEPARTMENT OF PUBLIC WORKS RATH BUILDING 14TH FLOOR

TELEPHONE:716.858,8300 FAX: 716,858,8228

Mr. Kevin Loftus, Town Attorney Town of Lancaster 21 Central Avenue Lancaster, NY 14086

Re:

Lead Agency Review

4817 Transit Road

Delta Sonic

(T) of Lancaster, County of Erie

Dear Mr. Loftus:

This Department has received your request for Lead Agency for the above referenced project. Erie County Department of Public Works has no problem with the Town of Lancaster being Lead Agency for this project. This approval of Lead Agency is only from Erie County Department of Public Works and does not imply that other County Departments concur with this approval, as their response will be coming by separate letter.

Erie County Department of Public Works will not be involved with the site plan review or permitting for this project as it is not located on a County highway or within 500' thereof.

Sincerely,

ERIE COUNTY DEPARTMENT OF PUBLIC WORKS

Garrett M. Hacker, P.E

Senior Civil Engineer

cc:

Charles A. Sickler, P.E., Director of Engineering Wayne Scibor, P.E., Supervisor of Engineering Gina Wilkolaski, P.E., Traffic and Safety Engineer

Patrick Baskerville, Senior Highway Maintenance Engineer

Mariely Ortiz, Erie County DEP

File: Town



Town of Lancaster

OFFICE OF THE TOWN ATTORNEY

21 Central Avenue Lancaster, New York 14086 (716) 684-3342 Fax: (716) 681-7475

KEVIN E. LOFTUS, JR.

Town Attorney kloftus@lancasterny.gov

> Leza E. Braun Legal Assistant

October 31, 2017

Honorable Town Board Town of Lancaster 21 Central Avenue Lancaster, New York 14086 Planning Board Town of Lancaster 21 Central Avenue

Lancaster, New York 14086



RE:

Rezone Uniland LI to MFR3

4106 Walden Avenue

Town of Lancaster, County of Erie

Dear Town Board and Planning Board Members:

Enclosed please find a SEQR response from Erie County Department of Public Works dated October 31, 2017 on the above-referenced project for your review.

Should you have any questions or concerns, please call me.

Very truly yours,

Kevin E. Loftus, Esq.

Town Attorney

KEL:lb Enc.

CC:

Supervisor

Town Clerk

Building Inspector Town Engineer



MARK C. POLONCARZ

COUNTY EXECUTIVE

WILLIAM E GEARY, JR. COMMISSIONER

DEPARTMENT OF PUBLIC WORKS RATH BUILDING 14TH FLOOR

TELEPHONE:716.858.8300 FAX: 716.858.8228

October 31, 2017

Mr. Kevin Loftus, Town Attorney Town of Lancaster 21 Central Avenue Lancaster, NY 14086

Re:

Lead Agency Review 4106 Walden Avenue

Eastport Residential Development (T) of Lancaster, County of Erie

Dear Mr. Loffus:

This Department has received your request for Lead Agency for the above referenced project. Eric County Department of Public Works has no problem with the Town of Lancaster being Lead Agency for this project. This approval of Lead Agency is only from Eric County Department of Public Works and does not imply that other County Departments concur with this approval, as their response will be coming by separate letter.

Please forward design drawings and engineering reports for our review when they become available.

Sincerely,

ERIE COUNTY DEPARTMENT OF PUBLIC WORKS

Garrett M. Hacker, P.E.

Senior Civil Engineer

cc: Cha

Charles A. Sickler, P.E., Director of Engineering Wayne Scibor, P.E., Supervisor of Engineering

Patrick Baskerville, Senior Highway Maintenance Engineer

Gina Wilkolaski, Traffic and Safety Engineer

Mariely Ortiz, Erie County DEP

File: Town

743



Town of Lancaster

OFFICE OF THE TOWN ATTORNEY

21 Central Avenue Lancaster, New York 14086 (716) 684-3342 Fax: (716) 681-7475 KEVIN E. LOFTUS, JR.

Town Attorney kloftus@lancasterny.gov

Leza E. Braun Legal Assistant

November 2, 2017

Honorable Town Board Town of Lancaster 21 Central Avenue Lancaster, New York 14086 Planning Board
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086



RE:

Rezone 0 Broadway (SBL No. 116.00-1-5.131)

Plumb Creek Patio Homes

R1 to MFR-3

Town of Lancaster, County of Erie

Dear Town Board and Planning Board Members:

Enclosed please find an email SEQR response dated November 1, 2017 from the Erie County Division of Sewerage Management on the above-referenced project for your review.

Should you have any questions or concerns, please call me.

Very truly yours,

Kevin E. Loftus, Esq.

Town Attorney

KEL:lb Enc.

CC:

Supervisor

Building Inspector

Town Clerk
Town Engineer

Leza Braun

From:

Kevin Loftus

Sent:

Wednesday, November 01, 2017 4:51 PM

To:

Leza Braun

Subject:

FW: Plumb Creek Patios DSM SEQRA Comments

From: Quebral, Lorenzo [mailto:Lorenzo.Quebral@erie.gov]

Sent: Tuesday, October 31, 2017 10:01 AM

To: Kevin Loftus Cc: Ortiz, Mariely

Subject: Plumb Creek Patios DSM SEQRA Comments

Mr. Loftus,

The Erie County Division of Sewerage Management (DSM) has reviewed the SEQRA submittal for the proposed Plumb Creek Patio Homes at SBL#116.00-1-5.131 and has the following comments.

- 1. The proposed project is located within Erie County Sewer District No. 4. The sanitary sewers near the proposed project are owned by the Erie County Sewer District No. 4. The sanitary flows are tributary to Erie County trunk and interceptor lines, and the Buffalo Sewer Authority Bird Island Treatment Plant.
- 2. Review and approval of any sanitary sewers installed is required by Erie County DSM.
- 3. A sanitary sewer downstream capacity analysis may be required.
- 4. Sanitary sewer (I/I) removal work in ECSD No. 4 may be required for this project.
- 5. Sanitary sewer system design shall be in accordance with Ten States Standards, and Erie County Sewer District Rules and Regulations and Design Requirements.
- 6. The design engineer is encouraged to discuss preliminary sanitary sewer plans with DSM in advance of completing sewer design.

If you have any questions, feel free to call me at (716)-858-6974 or e-mail me.

Lorenzo Quebral | Principal Engineer Assistant Erie County | Div. of Sewerage Management 95 Franklin St., 1050 | Buffalo, NY 14202 P:+1(716)858-6974 | F:+1(716)858-6257 Lorenzo.Quebral@erie.gov | http://www.erie.gov

744



Town of Lancaster

OFFICE OF THE TOWN ATTORNEY

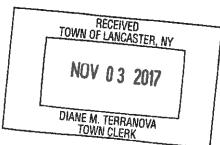
21 Central Avenue Lancaster, New York 14086 (716) 684-3342 Fax: (716) 681-7475 KEVIN E. LOFTUS, JR.

Town Attorney kloftus@lancasterny.gov

Legal Assistant

November 2, 2017

Honorable Town Board Town of Lancaster 21 Central Avenue Lancaster, New York 14086 Planning Board
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086



RE:

Town of Lancaster Highway Department

30 x 30 Salt Barn #6168 525 Pavement Road

Town of Lancaster, County of Erie

Dear Town Board and Planning Board Members:

Enclosed please find a SEQR response from Erie County Department of Environment and Planning dated October 31, 2017 on the above-referenced project for your review.

Should you have any questions or concerns, please call me.

Very truly yours,

Kevin E. Loftus, Esq.

Town Attorney

KEL:lb Enc.

CC:

Supervisor

Town Clerk

Building Inspector Town Engineer

SITE PLAN OR ZONING REFERRAL TO COUNTY OF ERIE, N.Y. AND REPLY TO MUNICIPALITY

Note: Please complete in triplicate. Send original and one copy (with attachments) to Eric County Division of Planning, Room 1053, 95 Franklin Street, Buffalo, N.Y. 14202. Retain last copy for your files.

DO NOT WRITE IN THIS SPACE

Case No.: M617-17-526

Postmark/Delivery Date: 9/27/17

The proposed action described herein is referred in accordance with the provisions of the General Municipal Law, which provides that if no reply is received in 30 days after receipt of full information including a SEQR EAF if applicable, the municipal agency may take final action without considering such reply. If, however, replay is received at any time prior to municipal Action, such reply must be considered.						
Description of Proposed Action						1
1. Name of Municipality:	- ·					NOV 0.2 2017
2. Hearing Schedule:	Date	?	Tim	e ? Location	?	LOWN OF LANCASTER, N.Y. RECEIVED
3. Action is before:		Legislative Body		Board of Appeals		Planning Board
4. Action consists of:		New Ordinance		Rezone/Map Change		Ordinance Amendment
Site Plan		Variance		Special Use Permit	V	Other
5. Location of Property:		Entire Municipality		Specific as follows 525 Pavement Road		
6. Referral required as Site is within 500'of:		State or County Property/Institution		Municipal Boundary		Farm Operation located in an Agricultural District
☐ Expressway		County Road		State Highway		Proposed State or County Road, Property, Building/ Institution, Drainageway
7. Proposed change 30x30 Salt Barn - SEQR Lead Agency - Type 2 or use (be specific):						
8. Other remarks (SBL#, etc.):						
9. Submitted by: Kevin E. Loftus						
10. Return Address: 21 Central Ave, Lancaster NY						
Reply to Municipality by Erie County Division of Planning						
Receipt of the above-described proposed action is acknowledged on $\frac{10/2/17}{}$. The Division herewith submits its review and reply under the provisions of applicable state and local law, based on the information submitted with this referral.						
1. The proposed action is not subject to review under the law.						
2. Comment on proposed action is attached hereto.						
3. The proposed action is subject to review; Recommendation on Proposed Action is attached hereto.						
4. No recommendation; proposed action has been reviewed and determined to be of local concern						
By the Division of Planning: Date: 10/31/17						